



January 31, 2014

SENATE BILL No. 408

DIGEST OF SB 408 (Updated January 29, 2014 3:24 pm - DI 104)

Citations Affected: IC 16-18; IC 16-19; noncode.

Synopsis: Neonatal abstinence syndrome. Defines "neonatal abstinence syndrome" (NAS). Requires a hospital to use appropriate hospital coding for diagnosing NAS and to report the NAS codes in accordance with hospital reporting requirements. Requires the state department of health (department) to provide a report before January 1, 2016, to the general assembly regarding the reported NAS data and specifies information to be included in the report. Authorizes the commission on improving the status of children in Indiana to: (1) study certain treatment services available to pregnant women who are addicted to illegal or prescription drugs; (2) study the educational and training services available to the public and certain professionals who might encounter an infant born with NAS during the course of their duties; and (3) make any recommendations for legislation as the committee considers appropriate.

Effective: July 1, 2014.

Becker, Miller Patricia

January 14, 2014, read first time and referred to Committee on Health and Provider Services.

January 30, 2014, amended, reported favorably — Do Pass.

SB 408—LS 6694/DI 77



January 31, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 408

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-18-2-244.8 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2014]: **Sec. 244.8. "Neonatal abstinence**
4 **syndrome" and "NAS", for purposes of IC 16-19-3-4.5, have the**
5 **meaning set forth in IC 16-19-3-4.5(a).**

6 SECTION 2. IC 16-19-3-4.5 IS ADDED TO THE INDIANA CODE
7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2014]: **Sec. 4.5. (a) As used in this section, "neonatal abstinence**
9 **syndrome" and "NAS" refer to the various adverse effects that**
10 **occur in a newborn infant who was exposed to addictive illegal or**
11 **prescription drugs while in the mother's womb.**

12 **(b) A hospital licensed under IC 16-21 shall:**
13 **(1) use appropriate International Classification of Diseases,**
14 **Clinical Modification (ICD-CM) codes published by the**
15 **National Center for Health Statistics for diagnosing NAS; and**
16 **(2) file and report the ICD-CM codes referred to in**

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- 1 subdivision (1) in accordance with IC 16-21-6-6 and
 2 IC 16-21-6-7.
- 3 (c) Before January 1, 2016, the board shall, in consultation with
 4 representatives of hospitals licensed under IC 16-21, provide a
 5 report to the general assembly in an electronic format under
 6 IC 5-14-6 regarding the NAS data reported under IC 16-21-6-6 and
 7 IC 16-21-6-7. The report must include the following:
- 8 (1) Data and statistics regarding NAS determined by the state
 9 department.
- 10 (2) Recommendations for appropriate education and training
 11 to obstetric and gynecological physicians and treatment
 12 providers of pregnant women.
- 13 (3) Recommendations for appropriate protocols for referrals
 14 of pregnant women to addiction treatment providers.
- 15 SECTION 3. [EFFECTIVE JULY 1, 2014] (a) As used in this
 16 SECTION, "commission" refers to the commission on improving
 17 the status of children in Indiana established by IC 2-5-36-3.
- 18 (b) During the 2014 or 2015 legislative interim, the commission
 19 may do the following:
- 20 (1) Study the prenatal medical treatment services that are
 21 available to pregnant women addicted to illegal or
 22 prescription drugs.
- 23 (2) Study the addiction treatment services that are available
 24 to pregnant women addicted to illegal or prescription drugs.
- 25 (3) Study the educational and training services that are
 26 available to:
- 27 (A) the public; and
 28 (B) medical, social services, and governmental
 29 professionals;
 30 who might encounter an infant born with neonatal abstinence
 31 syndrome (as defined by IC 16-19-3-4.5, as added by this act)
 32 during the course of their duties.
- 33 (4) Make any recommendations for legislation as the
 34 commission considers appropriate.
- 35 (c) This SECTION expires January 1, 2016.



COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 408, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 12, delete "Before November 1, 2014, the executive board shall adopt" and insert "**A hospital licensed under IC 16-21 shall:**

- (1) use appropriate International Classification of Diseases, Clinical Modification (ICD-CM) codes published by the National Center for Health Statistics for diagnosing NAS; and (2) file and report the ICD-CM codes referred to in subdivision (1) in accordance with IC 16-21-6-6 and IC 16-21-6-7."**

Page 1, delete lines 13 through 16.

Page 2, delete line 1.

Page 2, line 2, after "shall" insert "**, in consultation with representatives of hospitals licensed under IC 16-21,"**

Page 2, line 4, delete "first year of reporting under the emergency rules" and insert "**NAS data reported under IC 16-21-6-6 and IC 16-21-6-7."**

Page 2, line 5, delete "required by subsection (b)."

Page 2, line 7, delete "hospitals." and insert "**the state department."**

Page 2, delete lines 8 through 9.

Page 2, line 10, delete "(3)" and insert "**(2)"**."

Page 2, line 13, delete "(4)" and insert "**(3)"**."

Page 2, delete lines 15 through 42.

Page 3, delete lines 1 through 11.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 408 as introduced.)

MILLER PATRICIA, Chairperson

Committee Vote: Yeas 12, Nays 0.

