

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE ENROLLED ACT No. 575

AN ACT to amend the Indiana Code concerning health.

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

SECTION 1. IC 16-21-1-7, AS AMENDED BY P.L.141-2014, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. **(a)** The executive board may adopt rules under IC 4-22-2 necessary to protect the health, safety, rights, and welfare of patients, including the following:

- (1) Rules pertaining to the operation and management of hospitals, ambulatory outpatient surgical centers, abortion clinics, and birthing centers.
- (2) Rules establishing standards for equipment, facilities, and staffing required for efficient and quality care of patients.

(b) Notwithstanding 410 IAC 15-1.7-1 and 410 IAC 15-2.7-1, the following apply to a publication that is referred to in 410 IAC 15:

- (1) The Guidelines for Construction and Equipment of Hospital and Medical Facilities refers to the 2018 edition or most recent publication.**
- (2) The National Fire Protection Association 99, Health Care Facilities publication refers to the 2018 edition or most recent publication.**
- (3) A publication incorporated by reference is not effective until one hundred eighty (180) days after the date of publication.**

The executive board shall amend 410 IAC 15-1.7-1 and 410

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IAC 15-2.7-1 to reflect the requirements in this subsection. This subsection expires July 1, 2021.

SECTION 2. IC 16-21-2-14, AS AMENDED BY P.L.197-2011, SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14. A license to operate a hospital, an ambulatory outpatient surgical center, an abortion clinic, or a birthing center:

(1) expires:

(A) one (1) year after the date of issuance for:

(i) an ambulatory outpatient surgical center;

(ii) an abortion clinic;

(iii) a birthing center; and

(iv) a hospital until April 30, 2020; and

(B) beginning May 1, 2020, two (2) years after the date of issuance for a hospital;

(2) is not assignable or transferable;

(3) is issued only for the premises named in the application;

(4) must be posted in a conspicuous place in the facility; and

(5) may be renewed each year upon the payment of a renewal fee at the rate adopted by the state department under IC 4-22-2.

SECTION 3. [EFFECTIVE UPON PASSAGE] **(a) The legislative council is urged to assign to an appropriate interim study committee, for study during the 2019 interim of the general assembly, the topic of hospital licensure.**

(b) If the legislative council assigns the topic under subsection (a), the study must include the following:

(1) A review of Indiana's current hospital licensing structure.

(2) Information concerning other states' hospital licensure and national trends.

(3) Information concerning the different types of hospitals and possible classifications, including subclassifications, of these hospitals through the hospital's license.

(4) An examination of state hospital licensure in the context of federal law, regulations, policies, and conditions of participation in the Medicare and Medicaid programs.

(c) If the legislative council makes the assignment described in subsection (a), the interim study committee shall, not later than November 1, 2019, report the results of the study and any recommendations for legislation to the legislative council in an electronic format under IC 5-14-6.

(d) This SECTION expires January 1, 2020.

SECTION 4. An emergency is declared for this act.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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