

SENATE BILL No. 470

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-15-5-1.

Synopsis: Medicaid prescription drugs for impotence. Prohibits the Medicaid program from supplying prescribed drugs for the treatment of erectile dysfunction or impotence. Requires the office of Medicaid policy and planning to limit the monthly amount of the prescribed drug and require a copayment of the prescribed drug if federal law requires the Medicaid program to provide the drugs.

Effective: Upon passage.

Antich

January 13, 1999, read first time and referred to Committee on Health and Provider Services.

C
O
P
Y



Introduced

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

SENATE BILL No. 470

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

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

- 1 SECTION 1. IC 12-15-5-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. Except as
3 provided in IC 12-15-2-12, IC 12-15-6, and IC 12-15-21, the following
4 services and supplies are provided under Medicaid:
5 (1) Inpatient hospital services.
6 (2) Nursing facility services.
7 (3) Physician's services, including services provided under
8 IC 25-10-1 and IC 25-22.5-1.
9 (4) Outpatient hospital or clinic services.
10 (5) Home health care services.
11 (6) Private duty nursing services.
12 (7) Physical therapy and related services.
13 (8) Dental services.
14 (9) Prescribed laboratory and x-ray services.
15 (10) Prescribed drugs and services, **except for prescribed drugs**
16 **for the treatment of erectile dysfunction or impotence.**
17 (11) Eyeglasses and prosthetic devices.



C
O
P
Y

- 1 (12) Optometric services.
- 2 (13) Diagnostic, screening, preventive, and rehabilitative services.
- 3 (14) Podiatric medicine services.
- 4 (15) Hospice services.
- 5 (16) Services or supplies recognized under Indiana law and
- 6 specified under rules adopted by the office.
- 7 (17) Family planning services except the performance of
- 8 abortions.
- 9 (18) Nonmedical nursing care given in accordance with the tenets
- 10 and practices of a recognized church or religious denomination to
- 11 an individual qualified for Medicaid who depends upon healing
- 12 by prayer and spiritual means alone in accordance with the tenets
- 13 and practices of the individual's church or religious denomination.
- 14 (19) Services provided to individuals described in IC 12-15-2-8
- 15 and IC 12-15-2-9.
- 16 (20) Services provided under IC 12-15-34 and IC 12-15-32.
- 17 (21) Case management services provided to individuals described
- 18 in IC 12-15-2-11 and IC 12-15-2-13.
- 19 (22) Any other type of remedial care recognized under Indiana
- 20 law and specified by the United States Secretary of Health and
- 21 Human Services.

22 SECTION 2. [EFFECTIVE UPON PASSAGE] (a)
 23 **Notwithstanding IC 12-15-5-1(10), as amended by this act, if**
 24 **federal law requires that the Medicaid program supply drugs for**
 25 **the treatment of erectile dysfunction or impotence, the office of**
 26 **Medicaid policy and planning shall:**

- 27 (1) limit the monthly amount of the prescribed drug; and
- 28 (2) require the maximum copayment for the prescribed drug;
- 29 to the extent allowed under federal law.

30 (b) This SECTION expires July 1, 2001.

31 SECTION 3. An emergency is declared for this act.

C
O
P
Y

