

# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Engrossed House Bill 1309 be amended to read as follows:

- 1           Page 6, line 33, before "." insert "**under this chapter**".
- 2           Page 6, line 34, delete "When" and insert "**Subject to the**
- 3           **requirements of subsection (d), when**".
- 4           Page 6, line 35, delete "select".
- 5           Page 6, line 36, delete "an" and insert "**select a different**".
- 6           Page 6, line 36, before "from" insert "**for each appeal filed under**
- 7           **this chapter**".
- 8           Page 6, line 39, delete "a different independent review organization
- 9           for each" and insert "**rotate the choice of an independent review**
- 10          **organization among all certified independent review organizations**
- 11          **before repeating a selection.**".
- 12          Page 6, delete lines 40 through 41.
- 13          Page 7, line 5, delete "or".
- 14          Page 7, line 5, delete "conflict" and insert ", **or other affiliation**".
- 15          Page 7, line 6, delete "of interest".
- 16          Page 7, line 16, delete "a contractual" and insert "**an affiliation**".
- 17          Page 7, line 17, delete "relationship".
- 18          Page 7, line 20, delete "relationship or".
- 19          Page 7, line 21, after "organization" insert "**before commencing the**
- 20          **review and neither the enrollee nor the health maintenance**
- 21          **organization objects**".
- 22          Page 8, line 21, delete "organization," and insert "**organization**
- 23          **and**".
- 24          Page 8, line 21, delete ", and the department".
- 25          Page 8, line 30, delete "However, the".
- 26          Page 8, delete lines 31 through 32.
- 27          Page 8, line 34, delete "obtains new" and insert "**submits**".
- 28          Page 8, line 34, after "information" insert "**to the health**
- 29          **maintenance organization that is relevant to the health**
- 30          **maintenance organization's resolution under IC 27-13-10-8 and**
- 31          **was**".
- 32          Page 8, line 37, delete "the enrollee shall submit the information to".

- 1 Page 8, line 38, delete "for reconsideration of" and insert "**shall**  
2 **reconsider**".
- 3 Page 9, line 23, delete "may have a sufficient" and insert "**shall**  
4 **certify a**".
- 5 Page 9, line 24, delete "certified at any one (1) time as".
- 6 Page 9, line 25, after "department" insert "**to be sufficient to fulfill**  
7 **the purposes of this chapter**".
- 8 Page 10, line 29, after "subsidiary" insert "**or an affiliate**".
- 9 Page 10, line 31, after "insurer" insert "**, health maintenance**  
10 **organization,**".
- 11 Page 10, line 31, after "subsidiary" insert "**or an affiliate**".
- 12 Page 10, line 32, after "insurer" insert "**, health maintenance**  
13 **organization,**".
- 14 Page 11, line 3, delete "organization," and insert "**organization or**".
- 15 Page 11, line 3, delete "professional," and insert "**professional**".
- 16 Page 11, line 4, delete "or the department".
- 17 Page 11, line 13, delete "A health maintenance organization is  
18 immune from civil" and insert "**The work product or determination,**  
19 **or both, of an independent review organization under this chapter**  
20 **are admissible in a judicial or administrative proceeding. However,**  
21 **the work product or determination, or both, do not, without other**  
22 **supporting evidence, satisfy any party's burden of proof or**  
23 **persuasion concerning any material issue of fact or law.**".
- 24 Page 11, delete lines 14 through 16.
- 25 Page 11, line 25, delete "health maintenance organizations and".  
(Reference is to EHB 1309 as printed April 6, 1999.)

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Senator MILLER