



February 11, 2005

## SENATE BILL No. 607

DIGEST OF SB 607 (Updated February 9, 2005 6:10 pm - DI 87)

**Citations Affected:** IC 25-1; noncode.

**Synopsis:** Combining licensing bureau and agency. Combines the health professions bureau into the professional licensing agency. Repeals a provision concerning the health professions bureau that is similar to a provision concerning the professional licensing agency.

**Effective:** July 1, 2005.

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January 24, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.  
February 10, 2005, reported favorably — Do Pass.

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SB 607—LS 7818/DI 110+



February 11, 2005

First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

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## SENATE BILL No. 607

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A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

- 1 SECTION 1. IC 25-1-5-1 IS AMENDED TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2005]: Sec. 1. The centralization of staff,  
3 functions, and services contemplated by this chapter shall be done in  
4 such a way as to enhance the ~~health professions bureau's~~ **Indiana**  
5 **professional licensing agency's** ability to:  
6 (1) make maximum use of data processing as a means of more  
7 efficient operation; and  
8 (2) provide more services and carry out functions of superior  
9 quality.  
10 SECTION 2. IC 25-1-5-2 IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2005]: Sec. 2. As used in this chapter:  
12 "Board" means any agency, board, advisory committee, or group  
13 included in section 3 of this chapter.  
14 "Bureau" "Agency" means the ~~bureau~~ **Indiana professional**  
15 **licensing agency** created by section 3 of this chapter.  
16 SECTION 3. IC 25-1-5-3 IS AMENDED TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) There is established the

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1 ~~health professions bureau~~ **Indiana professional licensing agency**. The  
2 ~~bureau~~ **agency** shall perform all administrative functions, duties, and  
3 responsibilities assigned by law or rule to the executive director,  
4 secretary, or other statutory administrator of the following:

- 5 (1) Board of chiropractic examiners (IC 25-10-1).
- 6 (2) State board of dentistry (IC 25-14-1).
- 7 (3) Indiana state board of health facility administrators  
8 (IC 25-19-1).
- 9 (4) Medical licensing board of Indiana (IC 25-22.5-2).
- 10 (5) Indiana state board of nursing (IC 25-23-1).
- 11 (6) Indiana optometry board (IC 25-24).
- 12 (7) Indiana board of pharmacy (IC 25-26).
- 13 (8) Board of podiatric medicine (IC 25-29-2-1).
- 14 (9) Board of environmental health specialists (IC 25-32).
- 15 (10) Speech-language pathology and audiology board  
16 (IC 25-35.6-2).
- 17 (11) State psychology board (IC 25-33).
- 18 (12) Indiana board of veterinary medical examiners (IC 15-5-1.1).
- 19 (13) Controlled substances advisory committee (IC 35-48-2-1).
- 20 (14) Committee of hearing aid dealer examiners (IC 25-20).
- 21 (15) Indiana physical therapy committee (IC 25-27).
- 22 (16) Respiratory care committee (IC 25-34.5).
- 23 (17) Occupational therapy committee (IC 25-23.5).
- 24 (18) Social worker, marriage and family therapist, and mental  
25 health counselor board (IC 25-23.6).
- 26 (19) Physician assistant committee (IC 25-27.5).
- 27 (20) Indiana athletic trainers board (IC 25-5.1-2-1).
- 28 (21) Indiana dietitians certification board (IC 25-14.5-2-1).
- 29 (22) Indiana hypnotist committee (IC 25-20.5-1-7).

30 (b) Nothing in this chapter may be construed to give the ~~bureau~~  
31 **agency** policy making authority, which authority remains with each  
32 board.

33 SECTION 4. IC 25-1-5-4 IS AMENDED TO READ AS FOLLOWS  
34 [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The ~~bureau~~ **agency** shall  
35 employ necessary staff, including specialists and professionals, to carry  
36 out the administrative duties and functions of the boards, including but  
37 not limited to:

- 38 (1) notice of board meetings and other communication services;
- 39 (2) recordkeeping of board meetings, proceedings, and actions;
- 40 (3) recordkeeping of all persons licensed, regulated, or certified  
41 by a board;
- 42 (4) administration of examinations; and

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- 1 (5) administration of license or certificate issuance or renewal.
- 2 (b) In addition the ~~bureau~~ **agency**:
- 3 (1) shall prepare a consolidated statement of the budget requests
- 4 of all the boards in section 3 of this chapter;
- 5 (2) may coordinate licensing or certification renewal cycles,
- 6 examination schedules, or other routine activities to efficiently
- 7 utilize ~~bureau~~ **agency** staff, facilities, and transportation
- 8 resources, and to improve accessibility of board functions to the
- 9 public; and
- 10 (3) may consolidate, where feasible, office space, recordkeeping,
- 11 and data processing services.
- 12 (c) In administering the renewal of licenses or certificates under this
- 13 chapter, the ~~bureau~~ **agency** shall send a notice of the upcoming
- 14 expiration of a license or certificate to each holder of a license or
- 15 certificate at least sixty (60) days before the expiration of the license or
- 16 certificate. The notice must inform the holder of the license or
- 17 certificate of the need to renew and the requirement of payment of the
- 18 renewal fee. If this notice of expiration is not sent by the ~~bureau~~,
- 19 **agency**, the holder of the license or certificate is not subject to a
- 20 sanction for failure to renew if, once notice is received from the ~~bureau~~,
- 21 **agency**, the license or certificate is renewed within forty-five (45) days
- 22 after receipt of the notice.
- 23 (d) In administering an examination for licensure or certification,
- 24 the ~~bureau~~ **agency** shall make the appropriate application forms
- 25 available at least thirty (30) days before the deadline for submitting an
- 26 application to all persons wishing to take the examination.
- 27 (e) The ~~bureau~~ **agency** may require an applicant for license renewal
- 28 to submit evidence proving that:
- 29 (1) the applicant continues to meet the minimum requirements for
- 30 licensure; and
- 31 (2) the applicant is not in violation of:
- 32 (A) the statute regulating the applicant's profession; or
- 33 (B) rules adopted by the board regulating the applicant's
- 34 profession.
- 35 (f) The ~~bureau~~ **agency** shall process an application for renewal of a
- 36 license or certificate:
- 37 (1) not later than ten (10) days after the ~~bureau~~ **agency** receives
- 38 all required forms and evidence; or
- 39 (2) within twenty-four (24) hours after the time that an applicant
- 40 for renewal appears in person at the ~~bureau~~ **agency** with all
- 41 required forms and evidence.
- 42 This subsection does not require the ~~bureau~~ **agency** to issue a renewal

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1 license or certificate to an applicant if subsection (g) applies.  
 2 (g) The ~~bureau~~ **agency** may delay issuing a license renewal for up  
 3 to ninety (90) days after the renewal date for the purpose of permitting  
 4 the board to investigate information received by the ~~bureau~~ **agency** that  
 5 the applicant for renewal may have committed an act for which the  
 6 applicant may be disciplined. If the ~~bureau~~ **agency** delays issuing a  
 7 license renewal, the ~~bureau~~ **agency** shall notify the applicant that the  
 8 applicant is being investigated. Except as provided in subsection (h),  
 9 before the end of the ninety (90) day period, the board shall do one (1)  
 10 of the following:  
 11 (1) Deny the license renewal following a personal appearance by  
 12 the applicant before the board.  
 13 (2) Issue the license renewal upon satisfaction of all other  
 14 conditions for renewal.  
 15 (3) Issue the license renewal and file a complaint under IC 25-1-7.  
 16 (4) Request the office of the attorney general to conduct an  
 17 investigation under subsection (i) if, following a personal  
 18 appearance by the applicant before the board, the board has good  
 19 cause to believe that there has been a violation of IC 25-1-9-4 by  
 20 the applicant.  
 21 (5) Upon agreement of the applicant and the board and following  
 22 a personal appearance by the applicant before the board, renew  
 23 the license and place the applicant on probation status under  
 24 IC 25-1-9-9.  
 25 (h) If an individual fails to appear before the board under subsection  
 26 (g), the board may take action on the applicant's license allowed under  
 27 subsection (g)(1), (g)(2) or (g)(3).  
 28 (i) If the board makes a request under subsection (g)(4), the office  
 29 of the attorney general shall conduct an investigation. Upon completion  
 30 of the investigation, the office of the attorney general may file a  
 31 petition alleging that the applicant has engaged in activity described in  
 32 IC 25-1-9-4. If the office of the attorney general files a petition, the  
 33 board shall set the matter for a hearing. If, after the hearing, the board  
 34 finds the practitioner violated IC 25-1-9-4, the board may impose  
 35 sanctions under IC 25-1-9-9. The board may delay issuing the renewal  
 36 beyond the ninety (90) days after the renewal date until a final  
 37 determination is made by the board. The applicant's license remains  
 38 valid until the final determination of the board is rendered unless the  
 39 renewal is denied or the license is summarily suspended under  
 40 IC 25-1-9-10.  
 41 (j) The license of the applicant for a license renewal remains valid  
 42 during the ninety (90) day period unless the license renewal is denied

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1 following a personal appearance by the applicant before the board  
2 before the end of the ninety (90) day period. If the ninety (90) day  
3 period expires without action by the board, the license shall be  
4 automatically renewed at the end of the ninety (90) day period.

5 (k) Notwithstanding any other statute, the ~~bureau~~ **agency** may  
6 stagger license or certificate renewal cycles. However, if a renewal  
7 cycle for a specific board or committee is changed, the ~~bureau~~ **agency**  
8 must obtain the approval of the affected board or committee.

9 (l) An application for a license, certificate, registration, or permit is  
10 abandoned without an action of the board, if the applicant does not  
11 complete the requirements to complete the application within one (1)  
12 year after the date on which the application was filed. However, the  
13 board may, for good cause shown, extend the validity of the application  
14 for additional thirty (30) day periods. An application submitted after  
15 the abandonment of an application is considered a new application.

16 SECTION 5. IC 25-1-5-5 IS AMENDED TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) The ~~bureau~~ **agency** shall be  
18 administered by an executive director appointed by the governor who  
19 shall serve at the will and pleasure of the governor.

20 (b) The executive director must be qualified by experience and  
21 training.

22 (c) The term "executive director" or "secretary", or any other  
23 statutory term for the administrative officer of a board listed in section  
24 3 of this chapter, means the executive director of the ~~bureau~~ **agency** or  
25 the executive director's designee.

26 (d) The executive director is the chief fiscal officer of the ~~bureau~~  
27 **agency** and is responsible for hiring of all staff, and for procurement  
28 of all services and supplies in accordance with IC 5-22. The executive  
29 director and the employees of the ~~bureau~~ **agency** are subject to  
30 IC 4-15-1.8 but are not under IC 4-15-2. The executive director may  
31 appoint not to exceed three (3) deputy directors, who must be qualified  
32 to work for the boards which are served by the ~~bureau~~ **agency**.

33 (e) The executive director shall execute a bond payable to the state,  
34 with surety to consist of a surety or guaranty corporation qualified to do  
35 business in Indiana, in an amount fixed by the state board of accounts,  
36 conditioned upon the faithful performance of duties and the accounting  
37 for all money and property that come into the executive director's hands  
38 or under the executive director's control. The executive director may  
39 likewise cause any employee of the ~~bureau~~ **agency** to execute a bond  
40 if that employee receives, disburses, or in any way handles funds or  
41 property of the ~~bureau~~ **agency**. The costs of any such bonds shall be  
42 paid from funds available to the ~~bureau~~ **agency**.

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1 (f) The executive director may present to the general assembly  
2 legislative recommendations regarding operations of the ~~bureau~~ **agency**  
3 and the boards it serves, including adoption of four (4) year license or  
4 certificate renewal cycles wherever feasible.

5 (g) The executive director may execute orders, subpoenas,  
6 continuances, and other legal documents on behalf of a board or  
7 committee when requested to do so by the board or committee.

8 (h) The executive director or the executive director's designee may,  
9 upon request of a board or committee, provide advice and technical  
10 assistance on issues that may be presented to the boards or committees.

11 SECTION 6. IC 25-1-5-6 IS AMENDED TO READ AS FOLLOWS  
12 [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The executive director may  
13 designate certain employees of the ~~bureau~~ **agency** to represent the  
14 executive director of the ~~bureau~~ **agency** at the board meetings,  
15 proceedings, or other activities of the board.

16 (b) The executive director shall assign staff to individual boards and  
17 shall work with the boards to ensure efficient utilization and placement  
18 of staff.

19 SECTION 7. IC 25-1-5-8 IS AMENDED TO READ AS FOLLOWS  
20 [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The ~~bureau~~ **agency** and the  
21 boards may allow the department of state revenue access to the name  
22 of each person who:

- 23 (1) is licensed under this chapter; or
- 24 (2) has applied for a license under this chapter.

25 (b) If the department of state revenue notifies the ~~bureau~~ **agency**  
26 that a person is on the most recent tax warrant list, the ~~bureau~~ **agency**  
27 may not issue or renew the person's license until:

- 28 (1) the person provides to the ~~bureau~~ **agency** a statement from the  
29 department of state revenue that the person's delinquent tax  
30 liability has been satisfied; or
- 31 (2) the ~~bureau~~ **agency** receives a notice from the commissioner of  
32 the department of state revenue under IC 6-8.1-8-2(k).

33 SECTION 8. IC 25-1-5-10 IS AMENDED TO READ AS  
34 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) As used in this  
35 section, "provider" means an individual licensed, certified, registered,  
36 or permitted by any of the following:

- 37 (1) Board of chiropractic examiners (IC 25-10-1).
- 38 (2) State board of dentistry (IC 25-14-1).
- 39 (3) Indiana state board of health facility administrators  
40 (IC 25-19-1).
- 41 (4) Medical licensing board of Indiana (IC 25-22.5-2).
- 42 (5) Indiana state board of nursing (IC 25-23-1).

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- 1 (6) Indiana optometry board (IC 25-24).  
 2 (7) Indiana board of pharmacy (IC 25-26).  
 3 (8) Board of podiatric medicine (IC 25-29-2-1).  
 4 (9) Board of environmental health specialists (IC 25-32-1).  
 5 (10) Speech-language pathology and audiology board  
 6 (IC 25-35.6-2).  
 7 (11) State psychology board (IC 25-33).  
 8 (12) Indiana board of veterinary medical examiners (IC 15-5-1.1).  
 9 (13) Indiana physical therapy committee (IC 25-27).  
 10 (14) Respiratory care committee (IC 25-34.5).  
 11 (15) Occupational therapy committee (IC 25-23.5).  
 12 (16) Social worker, marriage and family therapist, and mental  
 13 health counselor board (IC 25-23.6).  
 14 (17) Physician assistant committee (IC 25-27.5).  
 15 (18) Indiana athletic trainers board (IC 25-5.1-2-1).  
 16 (19) Indiana dietitians certification board (IC 25-14.5-2-1).  
 17 (20) Indiana hypnotist committee (IC 25-20.5-1-7).  
 18 (b) The ~~bureau~~ **agency** shall create and maintain a provider profile  
 19 for each provider described in subsection (a).  
 20 (c) A provider profile must contain the following information:  
 21 (1) The provider's name.  
 22 (2) The provider's license, certification, registration, or permit  
 23 number.  
 24 (3) The provider's license, certification, registration, or permit  
 25 type.  
 26 (4) The date the provider's license, certification, registration, or  
 27 permit was issued.  
 28 (5) The date the provider's license, certification, registration, or  
 29 permit expires.  
 30 (6) The current status of the provider's license, certification,  
 31 registration, or permit.  
 32 (7) The provider's city and state of record.  
 33 (8) A statement of any disciplinary action taken against the  
 34 provider within the previous ten (10) years by a board or  
 35 committee described in subsection (a).  
 36 (d) The ~~bureau~~ **agency** shall make provider profiles available to the  
 37 public.  
 38 (e) The computer gateway administered by the intelenet commission  
 39 under IC 5-21-2 and known as Access Indiana shall make the  
 40 information described in subsection (c)(1), (c)(2), (c)(3), (c)(6), (c)(7),  
 41 and (c)(8) generally available to the public on the Internet.  
 42 (f) The ~~bureau~~ **agency** may adopt rules under IC 4-22-2 to

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1 implement this section.

2 SECTION 9. IC 25-1-6-2 IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2005]: Sec. 2. As used in this chapter:

4 "Board" means any agency, board, advisory committee, or group  
5 included in section 3 of this chapter.

6 "Licensing agency" means the Indiana professional licensing agency  
7 created by section 3 of this chapter. **IC 25-1-5-3.**

8 SECTION 10. IC 25-1-6-3 IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) ~~There is~~  
10 ~~established~~ The Indiana professional licensing agency ~~The licensing~~  
11 ~~agency~~ shall perform all administrative functions, duties, and  
12 responsibilities assigned by law or rule to the executive director,  
13 secretary, or other statutory administrator of the following:

- 14 (1) Indiana board of accountancy (IC 25-2.1-2-1).
- 15 (2) Board of registration for architects and landscape architects  
16 (IC 25-4-1-2).
- 17 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
- 18 (4) State board of barber examiners (IC 25-7-5-1).
- 19 (5) State boxing commission (IC 25-9-1).
- 20 (6) State board of cosmetology examiners (IC 25-8-3-1).
- 21 (7) State board of funeral and cemetery service (IC 25-15-9).
- 22 (8) State board of registration for professional engineers  
23 (IC 25-31-1-3).
- 24 (9) Indiana plumbing commission (IC 25-28.5-1-3).
- 25 (10) Indiana real estate commission (IC 25-34.1).
- 26 (11) Real estate appraiser licensure and certification board  
27 (IC 25-34.1-8-1).
- 28 (12) Private detectives licensing board (IC 25-30-1-5.1).
- 29 (13) State board of registration for land surveyors  
30 (IC 25-21.5-2-1).
- 31 (14) Manufactured home installer licensing board (IC 25-23.7).
- 32 (15) Home inspectors licensing board (IC 25-20.2-3-1).

33 (b) Except for appeals of denials of license renewals to the  
34 executive director authorized by section 5.5 of this chapter, nothing in  
35 this chapter may be construed to give the licensing agency policy  
36 making authority, which remains with each board.

37 SECTION 11. IC 25-1-6-8 IS AMENDED TO READ AS  
38 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) ~~The bureau~~  
39 **licensing agency** and the boards may allow the department of state  
40 revenue access to the name of each person who:

- 41 (1) is licensed under this chapter **or IC 25-1-5;** or
- 42 (2) has applied for a license under this chapter **or IC 25-1-5.**

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1 (b) If the department of state revenue notifies the ~~bureau~~ **licensing**  
2 **agency** that a person is on the most recent tax warrant list, the ~~bureau~~  
3 **licensing agency** may not issue or renew the person's license until:

4 (1) the person provides to the ~~bureau~~ **licensing agency** a  
5 statement from the department of revenue that the person's  
6 delinquent tax liability has been satisfied; or

7 (2) the ~~bureau~~ **licensing agency** receives a notice from the  
8 commissioner of the department of state revenue under  
9 IC 6-8.1-8-2(k).

10 SECTION 12. IC 25-1-7-5 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) Subsection (b)(1)  
12 does not apply to:

13 (1) a complaint filed by:

14 (A) a member of any of the boards listed in section 1 of this  
15 chapter; or

16 (B) the ~~health professions bureau;~~ **Indiana professional**  
17 **licensing agency;** or

18 (2) a complaint filed under IC 25-1-5-4.

19 (b) The director has the following duties and powers:

20 (1) ~~He~~ **The director** shall make an initial determination as to the  
21 merit of each complaint. A copy of a complaint having merit shall  
22 be submitted to the board having jurisdiction over the licensee's  
23 regulated occupation, that board thereby acquiring jurisdiction  
24 over the matter except as otherwise provided in this chapter.

25 (2) ~~He~~ **The director** shall through any reasonable means notify  
26 the licensee of the nature and ramifications of the complaint and  
27 of the duty of the board to attempt to resolve the complaint  
28 through negotiation.

29 (3) ~~He~~ **The director** shall report any pertinent information  
30 regarding the status of the complaint to the complainant.

31 (4) ~~He~~ **The director** may investigate any written complaint  
32 against a licensee. The investigation shall be limited to those  
33 areas in which there appears to be a violation of statutes  
34 governing the regulated occupation.

35 (5) ~~He~~ **The director** has the power to subpoena witnesses and to  
36 send for and compel the production of books, records, papers, and  
37 documents for the furtherance of any investigation under this  
38 chapter. The circuit or superior court located in the county where  
39 the subpoena is to be issued shall enforce any such subpoena by  
40 the director.

41 SECTION 13. IC 25-1-7-6 IS AMENDED TO READ AS  
42 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) This section does

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not apply to:

(1) a complaint filed by:

(A) a member of any of the boards listed in section 1 of this chapter; or

(B) the ~~health professions bureau~~, **Indiana professional licensing agency**; or

(2) a complaint filed under IC 25-1-5-4.

(b) If, at any time before the director files his recommendations with the attorney general, the board files with the director a statement signed by the licensee and the complainant that the complaint has been resolved, the director shall not take further action. For a period of thirty (30) days after the director has notified the board and the licensee that a complaint has been filed, the division shall not conduct any investigation or take any action whatsoever, unless requested by the board. If, during the thirty (30) days, the board requests an extension of the thirty (30) day time period, the director shall grant it for a period not exceeding an additional twenty (20) days. If at any time during the thirty (30) day period or an extension thereof, the board notifies the director of its intention not to proceed further to resolve the complaint, the division may proceed immediately under this chapter. For every purpose of this section, a board may designate a board member or staff member to act on behalf of or in the name of the board.

SECTION 14. IC 25-1-8-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) As used in this section, "board" has the meaning set forth in IC 25-1-4-0.3.

(b) This section does not apply to a license, certificate, or registration that has been revoked or suspended.

(c) Notwithstanding any other law regarding the reinstatement of a delinquent or lapsed license, certificate, or registration, the holder of a license, certificate, or registration that was issued by the board that is three (3) years or less delinquent must be reinstated upon meeting the following requirements:

- (1) Submission of the holder's completed renewal application.
- (2) Payment of the current renewal fee established by the board under section 2 of this chapter.
- (3) Payment of a reinstatement fee established by the ~~health professions bureau~~. **Indiana professional licensing agency**.
- (4) If a law requires the holder to complete continuing education as a condition of renewal, the holder shall provide the board with a sworn statement, signed by the holder, that the holder has fulfilled the continuing education requirements required by the board for the current renewal period.

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1 (d) Notwithstanding any other law regarding the reinstatement of a  
2 delinquent or lapsed license, certificate, or registration, unless a statute  
3 specifically does not allow a license, certificate, or registration to be  
4 reinstated if it has lapsed for more than three (3) years, the holder of a  
5 license, certificate, or registration that was issued by the board that is  
6 more than three (3) years delinquent must be reinstated upon meeting  
7 the following requirements:

- 8 (1) Submission of the holder's completed renewal application.
- 9 (2) Payment of the current renewal fee established by the board  
10 under section 2 of this chapter.
- 11 (3) Payment of a reinstatement fee equal to the current initial  
12 application fee.
- 13 (4) If a law requires the holder to complete continuing education  
14 as a condition of renewal, the holder shall provide the board with  
15 a sworn statement, signed by the holder, that the holder has  
16 fulfilled the continuing education requirements required by the  
17 board for the current renewal period.
- 18 (5) Complete such remediation and additional training as deemed  
19 appropriate by the board given the lapse of time involved.
- 20 (6) Any other requirement that is provided for in statute or rule  
21 that is not related to fees.

22 SECTION 15. IC 25-1-9-6.9 IS AMENDED TO READ AS  
23 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6.9. In addition to the  
24 actions listed under section 4 of this chapter that subject a practitioner  
25 to disciplinary sanctions, a practitioner is subject to the exercise of  
26 disciplinary sanctions under section 9 of this chapter if, after a hearing,  
27 the board finds that the practitioner has:

- 28 (1) failed to provide information requested by the ~~bureau~~;  
29 **Indiana professional licensing agency**; or
- 30 (2) knowingly provided false information to the ~~bureau~~; **Indiana**  
31 **professional licensing agency**;

32 for a provider profile required under IC 25-1-5-10.

33 SECTION 16. IC 25-1-5-8 IS REPEALED [EFFECTIVE JULY 1,  
34 2005].

35 SECTION 17. [EFFECTIVE JULY 1, 2005] (a) **The rules adopted**  
36 **by the health professions bureau before July 1, 2005, and in effect**  
37 **on June 30, 2005, shall be treated after June 30, 2005, as the rules**  
38 **of the Indiana professional licensing agency.**

39 (b) **On July 1, 2005, the Indiana professional licensing agency**  
40 **becomes the owner of all of the property of the health professions**  
41 **bureau. An appropriation made to the health professions bureau**  
42 **shall be treated after June 30, 2005, as an appropriation to the**

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1 **Indiana professional licensing agency.**  
2 **(c) Any reference in a law, a rule, a license, a registration, a**  
3 **certification, or an agreement to the health professions bureau**  
4 **shall be treated after June 30, 2005, as a reference to the Indiana**  
5 **professional licensing agency.**  
6 **SECTION 18. [EFFECTIVE JULY 1, 2005] (a) The legislative**  
7 **services agency shall prepare legislation for introduction in the**  
8 **2006 regular session of the general assembly to make conforming**  
9 **statutory changes, as needed, to reconcile the statutes with this act.**  
10 **(b) This SECTION expires June 30, 2007.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred Senate Bill No. 607, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 607 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 10, Nays 0.

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