

# COMMITTEE REPORT

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## MADAM PRESIDENT:

**The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 88, 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:**

- 1           Page 5, between lines 2 and 3, begin a new paragraph and insert:  
2           "SECTION 2. IC 11-10-4-6.6, AS ADDED BY P.L.170-2009,  
3           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4           JULY 1, 2011]: Sec. 6.6. (a) As used in this section, "advisory  
5           committee" refers to the mental health corrections quality advisory  
6           committee established by subsection (b).  
7           (b) The mental health corrections quality advisory committee is  
8           established. The advisory committee consists of the following  
9           members:  
10           (1) The commissioner of the department or the commissioner's  
11           designee, who shall serve as chairperson of the advisory  
12           committee.  
13           (2) The director of the division of mental health and addiction or  
14           the director's designee.  
15           (3) A representative of a statewide mental health advocacy  
16           organization.  
17           (4) A representative of a statewide mental health provider  
18           organization.  
19           (5) A representative from a medical services organization that  
20           participates in the department's medical services program.  
21           (6) A member with expertise in psychiatric research representing

1 a postsecondary educational institution.

2 (7) A pharmacist licensed under IC 25-26 with expertise in mental  
3 health disorders.

4 The governor shall make the appointments under subdivisions (3)  
5 through (7) for a term of four (4) years and fill any vacancy on the  
6 advisory committee.

7 (c) The affirmative votes of a majority of the voting members  
8 appointed to the advisory committee are required for the committee to  
9 take action on any measure.

10 (d) The advisory committee shall advise the department and make  
11 recommendations concerning the department's formulary for  
12 medications for mental health and addictive disorders and consider the  
13 following:

14 (1) Peer reviewed medical literature.

15 (2) Observational studies.

16 (3) Health economic studies.

17 (4) Input from physicians and patients.

18 (5) Any other information determined by the advisory committee  
19 to be appropriate.

20 (e) The department shall report recommendations made by the  
21 advisory committee to the department's medical director.

22 (f) The department shall report the following information to the  
23 Indiana commission on mental health **and addiction** (IC 12-21-6.5-2):

24 (1) The advisory committee's advice and recommendations made  
25 under this section.

26 (2) The number and types of restrictions implemented by the  
27 department and the outcome of each restriction.

28 (3) The transition of individuals with mental illness into the  
29 community and the rate of recidivism.

30 (4) Any decision by the department to change the mental health  
31 care delivery system in which medication is provided to  
32 inmates."

33 Page 17, between lines 12 and 13, begin a new paragraph and insert:

34 "SECTION 16. IC 12-21-4.1-1, AS ADDED BY P.L.170-2009,  
35 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
36 JULY 1, 2011]: Sec. 1. (a) As used in this section, "task force" means  
37 the workforce development task force for mental health and addiction.

38 (b) The workforce development task force for mental health and  
39 addiction is established.

40 (c) The task force consists of the following individuals to be  
41 appointed by the governor:

42 (1) One (1) representative from the division of mental health and

- 1 addiction (IC 12-21-1-1) who shall serve as chairperson of the  
 2 task force.
- 3 (2) One (1) representative from the state department of health  
 4 (IC 16-19-3-1).
- 5 (3) One (1) representative from the department of education  
 6 (IC 20-19-3-1).
- 7 (4) One (1) representative from the department of correction  
 8 (IC 11-8-2-1).
- 9 (5) One (1) representative from the Indiana professional licensing  
 10 agency (IC 25-1-5-3).
- 11 (6) One (1) representative from the Indiana department of  
 12 veterans' affairs (IC 10-17-1-2).
- 13 (7) One (1) representative from the commission on  
 14 Hispanic/Latino affairs (IC 4-23-28-2).
- 15 (8) Two (2) representatives of different advocacy groups for  
 16 consumers of mental health services.
- 17 (9) One (1) representative from a statewide coalition that  
 18 represents minority health issues.
- 19 (10) One (1) member of the Indiana commission on mental health  
 20 **and addiction** (IC 12-21-6.5-2).
- 21 (11) One (1) representative of community mental health centers.
- 22 (12) One (1) representative from a college or university from a  
 23 program for an undergraduate degree in social work.
- 24 (13) One (1) representative from a college or university with a  
 25 school of nursing.
- 26 (14) One (1) psychologist licensed under IC 25-33 and engaged  
 27 in private practice.
- 28 (15) One (1) representative from the Indiana University School of  
 29 Medicine, department of psychiatry.
- 30 (16) One (1) representative from the Indiana University School of  
 31 Medicine, department of:
- 32 (A) pediatrics; or  
 33 (B) internal medicine.
- 34 (17) One (1) representative from Riley Hospital for Children  
 35 specializing in:  
 36 (A) infant; or  
 37 (B) toddler;  
 38 mental health.
- 39 (18) One (1) representative from Ivy Tech Community College,  
 40 human service degree program.
- 41 (19) Two (2) representatives of consumers.
- 42 (d) The division of mental health and addiction shall provide staff

1 for the task force.

2 (e) The task force shall study the following issues concerning  
3 individuals with mental illness:

4 (1) Increases in wages and other compensation for difficult to  
5 recruit mental health and addiction professional classifications.

6 (2) Loan repayment programs to attract individuals in  
7 classifications that provide services in mental health and  
8 addiction programs.

9 (3) Tuition reimbursement, including license and certification  
10 fees, for individuals in classifications that provide services in  
11 mental health and addiction programs.

12 (4) Internship opportunities for individuals in classifications that  
13 provide services in mental health and addiction programs.

14 (5) Mentoring opportunities for individuals in classifications that  
15 provide services in mental health and addiction programs.

16 (6) Revision of curriculum in master's, doctorate, and medical  
17 level programs to require courses in mental health and addiction.

18 (7) Marketing programs offering sign-on bonuses and referral  
19 incentives for difficult to recruit mental health and addiction  
20 professional classifications.

21 (8) Medical rate setting, including comparison of the state's rate  
22 with similar states.

23 (f) The task force shall present findings and make recommendations  
24 to the Indiana commission on mental health not later than August 2011.

25 (g) This section expires December 31, 2011."

26 Page 18, between lines 41 and 42, begin a new paragraph and insert:

27 "SECTION 18. IC 12-21-6.5-1, AS ADDED BY P.L.12-2006,  
28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 UPON PASSAGE]: Sec. 1. As used in this chapter, "commission"  
30 refers to the Indiana commission on mental health **and addiction**  
31 established by section 2 of this chapter.

32 SECTION 19. IC 12-21-6.5-2, AS ADDED BY P.L.12-2006,  
33 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 UPON PASSAGE]: Sec. 2. The Indiana commission on mental health  
35 **and addiction** is established.

36 SECTION 20. IC 12-21-6.5-3, AS ADDED BY P.L.12-2006,  
37 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 UPON PASSAGE]: Sec. 3. The commission consists of seventeen (17)  
39 members determined as follows:

40 (1) The speaker of the house of representatives and the president  
41 pro tempore of the senate shall each appoint two (2) legislative  
42 members, who may not be from the same political party, to serve

- 1 on the commission.
- 2 (2) The governor shall appoint thirteen (13) lay members, not  
3 more than seven (7) of whom may be from the same political  
4 party, to serve on the commission for a term of four (4) years as  
5 follows:
- 6 (A) Four (4) at-large members, not more than two (2) of whom  
7 may be from the same political party.
- 8 (B) Two (2) consumers of mental health **or addiction** services.
- 9 (C) Two (2) representatives of different advocacy groups for  
10 consumers of mental health **or addiction** services.
- 11 (D) Two (2) members of families of consumers of mental  
12 health **or addiction** services.
- 13 (E) Three (3) members who represent mental health **or**  
14 **addiction** providers. One (1) of the members appointed under  
15 this clause must be a representative of a for-profit psychiatric  
16 provider. One (1) of the members appointed under this clause  
17 must be a physician licensed under IC 25-22.5.
- 18 (3) The governor shall ensure that the members appointed under  
19 subdivision (2) represent all geographic areas of Indiana.

20 SECTION 21. IC 12-21-6.5-6, AS ADDED BY P.L.12-2006,  
21 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
22 UPON PASSAGE]: Sec. 6. (a) **Except as provided in subsection (b),**  
23 the commission shall operate under the policies governing study  
24 committees adopted by the legislative council.

25 **(b) The members appointed under section 3(2) of this chapter**  
26 **shall serve without receiving per diem or traveling expenses.**

27 SECTION 22. IC 12-21-6.5-8, AS ADDED BY P.L.12-2006,  
28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 UPON PASSAGE]: Sec. 8. The commission shall do the following:

- 30 (1) Study and evaluate the funding system for mental health **and**  
31 **addiction** services in Indiana.
- 32 (2) Review and make specific recommendations regarding the  
33 provision of mental health **and addiction** services delivered by  
34 community providers and state operated hospitals. The review and  
35 recommendations must cover services to all age groups including  
36 children, youth, and adults.
- 37 (3) Review and make recommendations regarding any unmet need  
38 for public supported mental health **and addiction** services:
- 39 (A) in any specific geographic area; or  
40 (B) throughout Indiana.
- 41 In formulating recommendations, the commission shall consider  
42 the need, feasibility, and desirability of including additional

1 organizations in the network of providers of mental health **and**  
 2 **addiction** services.

3 (4) Monitor the implementation of managed care for ~~the mentally~~  
 4 ~~†††~~ **a person with mental illness or an addictive disorder** that is  
 5 paid for in part or in whole by the state.

6 (5) Make recommendations regarding the commission's findings  
 7 to the appropriate division or department of state government.

8 SECTION 23. IC 12-21-6.5-9, AS ADDED BY P.L.12-2006,  
 9 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 UPON PASSAGE]: Sec. 9. This chapter expires ~~June 30, 2011~~. **June**  
 11 **30, 2016**."

12 Page 22, after line 25, begin a new paragraph and insert:

13 "SECTION 25. **An emergency is declared for this act.**".

14 Renumber all SECTIONS consecutively.

(Reference is to SB 88 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 6, Nays 0.

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**Senator Miller, Chairperson**