Reprinted
January 18, 2012

SENATE BILL No. 15

DIGEST OF SB 15 (Updated January 17, 2012 2:02 pm - DI 104)

Citations Affected: Noncode.

Synopsis: Brain injury services study and committee. Requires the state department of health (state department) and the office of the secretary of family and social services (office) to study how to implement brain injury services and neurobehavioral rehabilitation programs. Requires the state department and the office to report orally and in writing to the health finance commission before October 1, 2012. Establishes the brain injury treatment committee to assist the state department and the office with the required study. (The introduced version of this bill was prepared by the health finance commission.)

Effective: Upon passage.

Miller, Becker, Breaux

January 4, 2012, read first time and referred to Committee on Health and Provider Services.
January 12, 2012, amended, reported favorably — Do Pass.
January 17, 2012, read second time, amended, ordered engrossed.

C o p y

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Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

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SENATE BILL No. 15

A BILL FOR AN ACT concerning health.

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

SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) The state department of health and the office of the secretary of family and social services shall:**

(1) study the current brain injury services offered in Indiana; and

(2) determine:

(A) any deficiencies in the services; and

(B) how to implement additional brain injury services and neurobehavioral rehabilitation programs in Indiana.

(b) The study described in subsection (a) must include the following:

(1) Development of a licensure category for neurobehavioral rehabilitation facilities and the criteria to be included for the license.

(2) Assessment of whether incentives are needed to encourage the provision of brain injury services and neurobehavioral services in Indiana.

(3) Determination of the adequate reimbursement under the

Medicaid program for brain injury and neurobehavioral services.

(4) Determination of whether funds from the Medicaid health facility closure and conversion fund could be used to assist qualified service providers in opening a neurobehavioral rehabilitation facility or to enhance reimbursement for brain injury or neurobehavioral services in Indiana.

(5) Determination of whether existing Medicaid waivers should be amended to increase the number of individuals covered under the waivers or the services provided to individuals with traumatic brain injuries under the waivers, and the amendments that would be needed.

(c) Before October 1, 2012, the state department of health and the office of the secretary of family and social services shall report orally and in writing to the health finance commission established by IC 2-5-23-3 concerning the study conducted under subsection (a) and any recommendations resulting from the study.

(d) The brain injury treatment committee is established for the purpose of assisting the state department of health and the office of the secretary of family and social services with the study required under this SECTION. The committee consists of the following members:

(1) The commissioner of the state department of health or the commissioner's designee, who is the chairperson of the committee.

(2) The director of the office of Medicaid policy and planning, or the director's designee.

(3) The director of the division of aging, or the director's designee.

(4) The director of the rehabilitation services bureau within the office of the secretary of family and social services, or the director's designee.

(5) The following members appointed by the governor not later than May 1, 2012:

(A) One (1) member representing the Brain Injury Association of Indiana.

(B) Six (6) individuals representing any of the following:

(i) Brain injury service providers.

(ii) Residential care providers.

(iii) Health care providers who have knowledge concerning brain injuries.

(C) One (1) representative of the rate setting contractor

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used by the office of Medicaid policy and planning.

(D) One (1) consumer of brain injury services.

(E) One (1) psychologist licensed under IC 25-33 who works in neuro-rehabilitation.

(F) One (1) individual who is a caregiver of a consumer of brain injury services.

The state department of health shall staff the committee. The committee shall meet at least four (4) times at the call of the chairperson. The members of the committee are not entitled to per diem or reimbursement for expenses incurred in connection with the members' committee duties.

(e) This SECTION expires December 31, 2012.

SECTION 2. **An emergency is declared for this act.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 15, 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:

Page 3, between lines 2 and 3, begin a new line double block indented and insert:

"**(E) One (1) psychologist licensed under IC 25-33 who works in neuro-rehabilitation.**".

and when so amended that said bill do pass.

(Reference is to SB 15 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 9, Nays 0.

SENATE MOTION

Madam President: I move that Senate Bill 15 be amended to read as follows:

Page 3, between lines 4 and 5, begin a new line double block indented and insert:

"**(F) One (1) individual who is a caregiver of a consumer of brain injury services.**".

(Reference is to SB 15 as printed January 13, 2012.)

MILLER

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