

HOUSE BILL No. 1501

DIGEST OF INTRODUCED BILL

Citations Affected: IC 15-20-4.

Synopsis: Companion animal sterilization program. Establishes the Indiana companion animal sterilization fund and the Indiana companion animal sterilization program (program) under the administration of the Indiana state board of animal health to reimburse veterinary services providers who participate in the program for furnishing spaying or neutering services with respect to a dog or cat owned or harbored by a Medicaid recipient at no charge to the Medicaid recipient. Makes an appropriation.

Effective: July 1, 2013.

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January 23, 2013, read first time and referred to Committee on Ways and Means.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1501



A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals and to make an appropriation.

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

1 SECTION 1. IC 15-20-4 IS ADDED TO THE INDIANA CODE AS
 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2013]:
 4 **Chapter 4. Indiana Companion Animal Sterilization Program**
 5 **Sec. 1. The following definitions apply throughout this chapter:**
 6 (1) **"Board"** refers to the Indiana state board of animal health
 7 established by IC 15-17-3-1.
 8 (2) **"Companion animal"** means a dog or cat.
 9 (3) **"Fund"** refers to the Indiana companion animal
 10 sterilization fund established by section 2 of this chapter.
 11 (4) **"Veterinary services provider"** means:
 12 (A) a veterinarian (as defined in IC 15-17-2-102), if the
 13 veterinarian provides veterinary services as a sole
 14 proprietor; or
 15 (B) a professional services corporation or other business
 16 entity authorized under Indiana law to provide veterinary
 17 services, if a veterinarian provides veterinary services



1 through the veterinarian's affiliation with the professional
2 services corporation or other business entity.

3 **Sec. 2. (a) The Indiana companion animal sterilization fund is**
4 **established for the purpose of receiving money from the sources**
5 **listed in subsection (b) for reimbursement of veterinary services**
6 **providers that perform spaying or neutering services of companion**
7 **animals on behalf of Medicaid recipients under this chapter. The**
8 **board shall administer the fund.**

9 **(b) The fund consists of the following:**

10 **(1) Appropriations by the general assembly.**

11 **(2) Donations.**

12 **(3) Federal grants or other federal appropriations.**

13 **(4) Interest and other earnings derived from investment of**
14 **money in the fund.**

15 **(5) Money reserved for refund claims.**

16 **(c) Expenses of administering the fund shall be paid from money**
17 **in the fund.**

18 **(d) The treasurer of state shall invest the money in the fund not**
19 **currently needed to meet the obligations of the fund in the same**
20 **manner as other public money may be invested. Interest that**
21 **accrues from these investments shall be deposited in the fund.**

22 **(e) Money in the fund at the end of a state fiscal year does not**
23 **revert to the state general fund.**

24 **Sec. 3. There is annually appropriated to the board three million**
25 **dollars (\$3,000,000) for further credit to the fund from the state**
26 **general fund for its use in carrying out the purposes of this**
27 **chapter.**

28 **Sec. 4. Any unappropriated money in the fund not reserved for**
29 **refund claims is annually appropriated to the board for use by the**
30 **board in carrying out the purpose of the fund.**

31 **Sec. 5. (a) The board shall conduct a program to reimburse**
32 **veterinary services providers that perform spaying or neutering**
33 **services for a companion animal owned or harbored by a Medicaid**
34 **recipient at no charge to the Medicaid recipient.**

35 **(b) The board may contract with one (1) or more**
36 **nongovernmental entities, selected as the result of a competitive**
37 **process, to perform either or both of the following services:**

38 **(1) Contracting with veterinary services providers who wish**
39 **to participate in the program described in subsection (a).**

40 **(2) Administering the fund and processing reimbursement**
41 **claims by veterinary services providers under the program**
42 **described in subsection (a).**

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1 (c) If the board contracts with an organization selected under
 2 subsection (b) to administer the fund, the organization shall
 3 administer the fund in accordance with the requirements of this
 4 chapter. An organization selected to administer the fund under
 5 subsection (b) may not expend more than fifteen percent (15%) of
 6 the fund annually for administrative costs.

7 Sec. 6. (a) Before January 1, 2015, the maximum reimbursement
 8 amount under the program described in section 5 of this chapter
 9 for the performance of a spaying or neutering service by a
 10 veterinary services provider for a companion animal owned or
 11 harbored by a Medicaid recipient is fifty-five dollars (\$55). After
 12 December 31, 2014, the maximum reimbursement changes in
 13 accordance with subsection (b).

14 (b) Beginning January 1, 2015, and on each January 1
 15 thereafter, the board shall determine the maximum reimbursement
 16 amount applicable throughout the ensuing calendar year. The
 17 amount of the maximum reimbursement amount is determined in
 18 STEP THREE of the following STEPS:

19 STEP ONE: Divide:

20 (A) the Consumer Price Index for All Urban Consumers
 21 (CPI-U) for the Midwest Region for all items as of
 22 December 1 of the immediately preceding year, as
 23 published by the Bureau of Labor Statistics of the United
 24 States Department of Labor; by

25 (B) the Consumer Price Index for All Urban Consumers
 26 (CPI-U) for the Midwest Region for all items as of
 27 December 1, 2013, as published by the Bureau of Labor
 28 Statistics of the United States Department of Labor.

29 STEP TWO: Multiply:

30 (A) the STEP ONE result; by

31 (B) fifty-five dollars (\$55).

32 STEP THREE: Round the STEP TWO result to the nearest
 33 dollar.

34 The board shall publish the maximum reimbursement amount
 35 determined under this subsection on the board's Internet web site
 36 promptly after computing this amount.

37 Sec. 7. The board may adopt rules under IC 4-22-2 for the
 38 implementation of the reimbursement program described in
 39 sections 5 and 6 of this chapter.

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