

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1135 be amended to read as follows:

- 1 Page 2, line 36, delete "registered" and insert "**certified**".
- 2 Page 4, line 5, delete "registered" and insert "**certified**".
- 3 Page 6, line 10, delete "registered" and insert "**certified**".
- 4 Page 6, line 19, delete "registered" and insert "**certified**".
- 5 Page 7, line 42, delete "Registered" and insert "**Certified**".
- 6 Page 18, line 11, delete "registered" and insert "**certified**".
- 7 Page 20, line 32, delete "registered" and insert "**certified**".
- 8 Page 21, line 3, delete "registered" and insert "**certified**".
- 9 Page 21, line 7, delete "registered" and insert "**certified**".
- 10 Page 21, line 11, delete "registered" and insert "**certified**".
- 11 Page 21, line 14, delete "registered" and insert "**certified**".
- 12 Page 21, line 17, delete "registered" and insert "**certified**".
- 13 Page 21, line 20, delete ""registered" and insert ""**certified**".
- 14 Page 21, between lines 20 and 21, begin a new paragraph and insert:
- 15 "**(e) A health care provider (as defined in IC 34-18-2-14), other**
- 16 **than the patient's certified nurse midwife, may not be held jointly**
- 17 **or severally liable for the acts or omissions of the patient's certified**
- 18 **nurse midwife at a home or other non-health care facility.**
- 19 **(f) This subsection applies only to the following:**
- 20 **(1) An employee of the certified nurse midwife.**
- 21 **(2) A student, an intern, a trainee, or an apprentice who is:**
- 22 **(A) pursuing a course of study to gain licensure under this**
- 23 **section; or**
- 24 **(B) accumulating the experience required for licensure**
- 25 **under this section;**
- 26 **under the supervision of a certified nurse midwife.**
- 27 **(g) An individual described in subsection (f) may perform an**
- 28 **act, a duty, or a function of the practice of midwifery that is**
- 29 **customarily within the specific area of practice of the employing**
- 30 **certified nurse midwife if the act, duty, or function is performed**

- 1 under the direction and supervision of the employing certified
 2 nurse midwife.
- 3 (h) An individual described in subsection (f) may not be held
 4 jointly or severally liable for the acts or omissions of the patient's
 5 certified nurse midwife at a home or other non-health care
 6 facility."
- 7 Page 21, line 40, delete "registered" and insert "certified".
- 8 Page 22, line 1, after "5." insert ""Certified direct entry midwife"
 9 means an individual who is a certified direct entry midwife and
 10 certified under this article.
 11 Sec. 6.".
- 12 Page 22, line 3, delete "6." and insert "7.".
- 13 Page 22, delete lines 5 through 7.
- 14 Page 22, line 36, delete "registered" and insert "certified".
- 15 Page 26, line 24, delete "registered" and insert "certified".
- 16 Page 32, between lines 26 and 27, begin a new paragraph and insert:
 17 "SECTION 23. IC 34-18-2-6.5 IS ADDED TO THE INDIANA
 18 CODE AS A NEW SECTION TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2013]: Sec. 6.5. "Certified nurse midwife"
 20 means a registered nurse who holds a license to practice midwifery
 21 under IC 25-23-1-13.1.".
- 22 Page 32, line 37, delete "registered" and insert "certified".
- 23 Page 33, delete lines 29 through 33, begin a new paragraph and
 24 insert:
 25 "SECTION 25. IC 34-30-2-99.2 IS ADDED TO THE INDIANA
 26 CODE AS A NEW SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2013]: Sec. 99.2. IC 25-23-1-13.1
 28 (Concerning:
 29 (1) a health care provider; and
 30 (2) an employee, student, intern, trainee, or an apprentice;
 31 for the errors or omissions of a certified nurse midwife).".
 32 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1135 as printed April 5, 2013.)

Senator LEISING