

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

1 certified nurse midwife if the act, duty, or function is performed
 2 under the direction and supervision of the employing certified
 3 nurse midwife.

4 (h) An individual described in subsection (f) may not be held
 5 jointly or severally liable for the acts or omissions of the patient's
 6 certified nurse midwife at a home or other non-health care
 7 facility."

8 Page 21, line 40, delete "registered" and insert "certified".

9 Page 22, line 1, after "5." insert ""Certified direct entry midwife"
 10 means an individual who is a certified direct entry midwife and
 11 certified under this article.

12 Sec. 6."

13 Page 22, line 3, delete "6." and insert "7."

14 Page 22, delete lines 5 through 7.

15 Page 22, line 30, delete "licensed".

16 Page 22, line 36, delete "registered" and insert "certified".

17 Page 23, line 6, delete "licensed" and insert "certified".

18 Page 23, line 34, delete "licensure" and insert "certification".

19 Page 23, line 38, delete "licensure" and insert "certification".

20 Page 23, line 41, delete "license" and insert "certification".

21 Page 26, line 24, delete "registered" and insert "certified".

22 Page 28, line 24, delete "IC 25-23.4-5-1)," and insert "IC
 23 25-23.4-6),".

24 Page 28, line 31, delete "licensure" and insert "certification".

25 Page 32, between lines 26 and 27, begin a new paragraph and insert:
 26 "SECTION 22. IC 34-18-2-6.5 IS ADDED TO THE INDIANA
 27 CODE AS A NEW SECTION TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2013]: Sec. 6.5. "Certified nurse midwife"
 29 means a registered nurse who holds a license to practice midwifery
 30 under IC 25-23-1-13.1".

31 Page 32, line 37, delete "registered" and insert "certified".

32 Page 33, delete lines 29 through 33, begin a new paragraph and
 33 insert:

34 "SECTION 25. IC 34-30-2-99.2 IS ADDED TO THE INDIANA
 35 CODE AS A NEW SECTION TO READ AS FOLLOWS
 36 [EFFECTIVE JULY 1, 2013]: Sec. 99.2. IC 25-23-1-13.1
 37 (Concerning:

38 (1) a health care provider; and

39 (2) an employee, student, intern, trainee, or an apprentice;
 40 for the errors or omissions of a certified nurse midwife)."

- 1 Page 36, line 28, delete "licensed" and insert "**certified**".
- 2 Renumber all SECTIONS consecutively.
(Reference is to EHB 1135 as printed April 5, 2013.)

Senator MILLER PATRICIA