

**Notice of Intent to Adopt a Rule**

LSA Document #19-439

Under [IC 4-22-2-23](#), the Medical Licensing Board of Indiana intends to adopt a rule concerning the following:

**OVERVIEW:** Adds a new rule concerning convictions of concern. This rule implements the provisions of [IC 25-1-1.1-6](#) requiring every board, commission, or committee under [IC 25](#) to revise its licensing or certification requirements to explicitly list the convictions of concern that may disqualify an individual from receiving a license; to establish criteria to determine whether an applicant should be denied a license if the applicant has a conviction of concern; and to establish a procedure for an individual to receive a pre-application determination as to whether the individual's criminal history would preclude the individual from obtaining a license. This rule will apply to the following license types: physician assistants, hearing aid dealers, occupational therapists and occupational therapist assistants, respiratory care practitioners, acupuncturists, genetic counselors, anesthesiologist assistants, certified direct entry midwives, diabetes educators, dietitians, physicians and osteopathic physicians, and all other licenses issued under [IC 25-22.5](#). Public comments are invited and may be directed to the Medical Licensing Board of Indiana c/o Darren R. Covington, J.D., Director, 402 West Washington Street, Room W072, Indianapolis, Indiana 46204 or by email to [dcovington@pla.in.gov](mailto:dcovington@pla.in.gov). Statutory authority: [IC 25-1-1.1-6](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

Darren R. Covington, J.D.  
Indiana Professional Licensing Agency  
Indiana Government Center South  
402 West Washington Street, Room W072  
Indianapolis, IN 46204  
(317) 234-2011  
[dcovington@pla.in.gov](mailto:dcovington@pla.in.gov)

For purposes of [IC 4-22-2-28.1](#), the Small Business Ombudsman designated by [IC 5-28-17-6](#) is:

Katelyn Colclazier  
Small Business Ombudsman  
Indiana Economic Development Corporation  
One North Capitol, Suite 700  
Indianapolis, IN 46204  
(317) 431-1560  
[kcolclazier@iedc.in.gov](mailto:kcolclazier@iedc.in.gov)

Resources available to regulated entities through the small business ombudsman include the ombudsman's duties stated in [IC 5-28-17-6](#), specifically [IC 5-28-17-6\(9\)](#), investigating and attempting to resolve any matter regarding compliance by a small business with a law, rule, or policy administered by a state agency, either as a party to a proceeding or as a mediator.

*Posted: 09/11/2019 by Legislative Services Agency*

An [html](#) version of this document.