

Notice of Intent to Adopt a Rule

LSA Document #23-33

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 they have a conviction of concern; and to establish a procedure for an individual to receive a pre-application determination as to whether their criminal history would preclude them 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 Elizabeth Walker, Deputy General Counsel – Operations Director, 402 West Washington Street, Room W072, Indianapolis, IN 46204 or by email to elwalker@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:

Elizabeth Walker
Indiana Professional Licensing Agency
Indiana Government Center South
402 West Washington Street, Room W072
Indianapolis, IN 46204
(317) 234-2912
elwalker@pla.in.gov

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

Matthew Jaworowski
Small Business Ombudsman
Indiana Economic Development Corporation
One North Capitol, Suite 700
Indianapolis, IN 46204
(317) 650-0126
majaworowski@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.

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