

ISRC

Bill Track

Run Time: Saturday, Jan-07-2012, 09:04 AM

HB1014 *Health care professionals conscience clause.* ([Davisson](#))

Digest

Provides that a health care professional may not be required to dispense a drug or medical device if the health care professional believes the drug or medical device would be used to: (1) cause an abortion; (2) destroy an unborn child; or (3) cause the death of a person by means of assisted suicide, euthanasia, or mercy killing. Specifies that a health care professional's refusal to dispense a drug or medical device under those circumstances may not be the basis for: (1) a claim for damages against the health care professional, the health care professional's employer, or the facility where the health care professional is employed; or (2) disciplinary action against the health care professional. Provides that an employer who knowingly or intentionally takes disciplinary, recriminatory, or discriminatory action against a health care professional who refuses to dispense a drug or medical device under those circumstances commits health care professional discrimination, a Class A misdemeanor. Makes a second or subsequent offense a Class D felony. Authorizes the health care professional's licensing board to assess additional fines against the employer.

Date	Action
01/04/2012	H: Author Added Steve Davisson
01/04/2012	H: 1st Reading Assigned Public Policy

HB1063 *Smoking ban.* ([C. Brown](#))

Digest

Prohibits smoking: (1) in public places; (2) in enclosed areas of a place of employment; (3) in certain state vehicles; and (4) within 12 feet of a public entrance to a public place or an enclosed area of a place of employment. Allows smoking in: (1) certain gaming facilities; (2) cigar and hookah bars; and (3) retail tobacco stores; if certain requirements are met. Requires the alcohol and tobacco commission to enforce this prohibition. Makes it a Class B infraction to violate the smoking prohibition and a Class A infraction if the person has been adjudged to have committed three prior unrelated infractions for violations. Prohibits firing or refusing to hire a person for reporting a violation or exercising any right or performing any obligation under the smoking prohibitions. Removes the authority of a superintendent of a state institution to regulate smoking. Relocates the prohibition against smoking on a school bus during the school week to IC 7.1. Repeals the current clean indoor air law. Makes a technical correction.

Date	Action
01/04/2012	H: Author Added Charlie Brown
01/04/2012	H: 1st Reading Assigned Public Health

HB1149 *Smoking ban.* ([Turner](#))

Digest

Prohibits smoking: (1) in public places; (2) in enclosed areas of a place of employment; (3) in certain state vehicles; and (4) within 12 feet of a public entrance to a public place or an enclosed area of a place of employment. Allows smoking in: (1) certain gaming facilities; (2) cigar and hookah bars; and (3) fraternal, social, and veterans clubs; if certain requirements are met. Requires the alcohol and tobacco commission to enforce this prohibition. Makes it a Class B infraction to violate the smoking prohibition and a Class A infraction if the person has been adjudged to have committed three prior unrelated infractions for violations. Prohibits firing or refusing to hire a person for reporting a violation or exercising any right or performing any obligation under the smoking prohibitions. Removes the authority of a superintendent of a state institution to regulate smoking. Moves the prohibition against smoking on a school bus during the school week to Title 7.1. Repeals the current clean indoor air law. Makes a technical correction.

Date	Action
01/06/2012	H: Author Added P. Eric Turner
01/06/2012	H: Co Author Added Charlie Brown
01/06/2012	H: Co Author Added Tim Brown
01/06/2012	H: Co Author Added Peggy Welch
01/06/2012	H: 1st Reading Assigned Public Health
01/06/2012	H: Author P. Eric Turner
01/06/2012	H: Author Peggy Welch
01/09/2012	H: Committee Sched 10:30am Room House Chambers Public Health

SB0012 Reestablishment of FSSA. (Miller)

Digest

Reestablishes the office of the secretary of family and social services and other divisions and offices within FSSA. (The introduced version of this bill was prepared by the health finance commission.)

Date	Action
01/04/2012	S: Author Added Patricia L. Miller
01/04/2012	S: 1st Reading Assigned Health and Provider Services
01/11/2012	S: Committee Sched 9:00am Room Senate Chambers Health and Provider Services

SB0021 Coverage for smoking cessation drugs. (Lanane)

Digest

Requires a state employee health benefit plan, a policy of accident and sickness insurance, and a health maintenance organization contract that provides coverage for prescription drugs to provide coverage for smoking cessation drugs.

Date	Action
01/04/2012	S: Author Added Tim Lanane
01/04/2012	S: 1st Reading Assigned Insurance and Financial Institutions

SB0030 Limitation on adoption of agency rules. (Leising)

Digest

Provides that after May 1, 2012, a state agency may not adopt a rule that will have a total estimated economic impact of any amount on the state, an instrumentality of the state, or a political subdivision unless the rule is required to comply with a court order or with a federal law, a federal regulation, or the terms of a federal grant or

loan. For a rule that meets this requirement, requires the agency proposing it to submit the rule to the office of management and budget for a fiscal analysis and preparation of a fiscal impact statement.

Date	Action
01/04/2012	S: Author Added Jean Leising
01/04/2012	S: 1st Reading Assigned Tax and Fiscal Policy

SB0091 *Tobacco use by job applicants.* ([Gard](#))

Digest

Permits an employer to consider tobacco use by job applicants in the hiring process.

Date	Action
01/04/2012	S: Author Added Beverly J. Gard
01/04/2012	S: 1st Reading Assigned Pensions and Labor

SB0199 *Evaluation of agencies and programs.* ([Delph](#))

Digest

Establishes procedures for the evaluation and termination of all state agencies and programs on a ten year cycle. Requires the school of public and environmental affairs or business schools of Indiana University, Purdue University, Ball State University, Indiana State University, and the University of Southern Indiana to develop internship programs to give credit to students who perform the evaluation of state agencies and programs, and requires the universities to provide the evaluation service under the direction of the legislative services agency. Makes necessary appropriations to implement termination of an agency or agency program. Repeals the current law on the legislative evaluation and oversight of agencies and programs.

Date	Action
01/04/2012	S: Author Added Mike Delph
01/04/2012	S: 1st Reading Assigned Appropriations

SB0294 *Public records and public meetings.* ([Holdman](#))

Digest

Provides that an officer or management level employee of a public agency who knowingly or intentionally violates the open door law by: (1) taking final action outside a regular meeting or special meeting; (2) participating in a secret ballot during a meeting; (3) discussing in an executive session subjects that are not eligible for an executive session; or (4) participating in at least one meeting of a series of meetings prohibited by law; commits a Class C infraction and is personally liable for the judgment and costs. Provides that an officer or management level employee of a public agency who intentionally denies a request for a public record that the officer or management level employee knows or reasonably should know is subject to disclosure under the open records act commits a Class C infraction and is personally liable for the judgment and costs. Provides that an officer or management level employee of a public agency who intentionally charges an excessive copying fee commits a Class C infraction and is personally liable for the judgment and costs. Prohibits a public agency from charging a fee for a public record transmitted by electronic mail except for a: (1) fee charged for reprogramming a computer system if the reprogramming is required to separate disclosable information from nondisclosable information; (2) certification or search fee set by statute or ordered by a court; or (3) fee charged for providing an electronic map.

Date	Action
01/05/2012	S: Author Added Travis Holdman
01/05/2012	S: 1st Reading Assigned Local Government

SB0310 Medicaid fraud. ([Miller](#), [Hershman](#))

Digest

Provides that a person who is convicted of public assistance fraud or tax fraud is ineligible for medical assistance for a specified time. Allows the office of Medicaid policy and planning (office) to adopt rules to establish a process for suspending a person from receiving medical assistance if the office has reasonable suspicion that the person has committed public assistance fraud. Requires a Medicaid recipient to notify the office within 30 days after the recipient asserts a claim or files a legal action against a third party for medical services costs that were paid for by the office. Requires the office to send: (1) an itemized list of the medical services provided to the recipient; and (2) a notice of intent to perfect a lien for the expenses; to the third party. Prohibits certain actions from becoming final before first allowing the office written notice and a reasonable opportunity to perfect a right of recovery. Repeals a provision requiring the office to send an itemized statement of medical expenses for certain recipients to perfect a lien. Specifies that "public assistance or relief" includes medical assistance. Includes applicants and recipients of public assistance or relief in the crime of welfare fraud.

Date	Action
01/05/2012	S: Author Added Brandt Hershman
01/05/2012	S: Author Added Patricia L. Miller
01/05/2012	S: 1st Reading Assigned Health and Provider Services