

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1503 be amended to read as follows:

- 1 Page 1, line 10, delete "state department" and insert "**medical**
- 2 **licensing board**".
- 3 Page 1, line 15, delete ":" and insert "**is a forensic pathologist or**".
- 4 Page 2, line 1, delete "(A)".
- 5 Page 2, line 1, delete "; or".
- 6 Page 1, run in line 15 through page 2, line 1.
- 7 Page 2, delete line 2.
- 8 Page 2, run in lines 1 and 3.
- 9 Page 2, line 4, delete "state department" and insert "**medical**
- 10 **licensing board**".
- 11 Page 2, line 6, after "pathologists" insert "**who are not forensic**
- 12 **pathologists**".
- 13 Page 2, line 7, after "investigations." insert "**The medical licensing**
- 14 **board may not require a forensic pathologist to participate in the**
- 15 **annual training program.**".
- 16 Page 2, line 8, after "pathologist" insert "**who is not a forensic**
- 17 **pathologist**".
- 18 Page 2, line 10, delete "state department" and insert "**medical**
- 19 **licensing board**".
- 20 Page 2, line 11, after "(c)." insert "**A forensic pathologist is**
- 21 **considered qualified as a child death pathologist and the medical**
- 22 **licensing board shall issue a forensic pathologist a child death**
- 23 **pathologist certificate.**".
- 24 Page 2, between lines 11 and 12, begin a new paragraph and insert:
- 25 "SECTION 2. IC 25-22.5-2-7, AS AMENDED BY P.L.1-2006,
- 26 SECTION 447, IS AMENDED TO READ AS FOLLOWS
- 27 [EFFECTIVE JULY 1, 2007]: Sec. 7. The board shall do the following:
- 28 (1) Adopt rules and forms necessary to implement this article that
- 29 concern, but are not limited to, the following areas:
- 30 (A) Qualification by education, residence, citizenship,
- 31 training, and character for admission to an examination for

- 1 licensure or by endorsement for licensure.  
 2 (B) The examination for licensure.  
 3 (C) The license or permit.  
 4 (D) Fees for examination, permit, licensure, and registration.  
 5 (E) Reinstatement of licenses and permits.  
 6 (F) Payment of costs in disciplinary proceedings conducted by  
 7 the board.
- 8 (2) Administer oaths in matters relating to the discharge of its  
 9 official duties.
- 10 (3) Enforce this article and assign to the personnel of the agency  
 11 duties as may be necessary in the discharge of the board's duty.
- 12 (4) Maintain, through the agency, full and complete records of all  
 13 applicants for licensure or permit and of all licenses and permits  
 14 issued.
- 15 (5) Make available, upon request, the complete schedule of  
 16 minimum requirements for licensure or permit.
- 17 (6) Issue, at the board's discretion, a temporary permit to an  
 18 applicant for the interim from the date of application until the  
 19 next regular meeting of the board.
- 20 (7) Issue an unlimited license, a limited license, or a temporary  
 21 medical permit, depending upon the qualifications of the  
 22 applicant, to any applicant who successfully fulfills all of the  
 23 requirements of this article.
- 24 (8) Adopt rules establishing standards for the competent practice  
 25 of medicine, osteopathic medicine, or any other form of practice  
 26 regulated by a limited license or permit issued under this article.
- 27 (9) Adopt rules regarding the appropriate prescribing of Schedule  
 28 III or Schedule IV controlled substances for the purpose of weight  
 29 reduction or to control obesity.
- 30 (10) Adopt rules establishing standards for office based  
 31 procedures that require moderate sedation, deep sedation, or  
 32 general anesthesia.
- 33 **(11) Adopt rules that establish:**
- 34 **(A) certification requirements for child death pathologists;**  
 35 **and**  
 36 **(B) an annual training program for certified child death**  
 37 **pathologists.**
- 38 **(12) Issue a certificate to a qualified child death pathologist."**
- 39 Page 2, line 23, after "physicians," insert "**coroners**,".
- 40 Page 2, line 40, after "physicians," insert "**coroners**,".
- 41 Page 3, between lines 1 and 2, begin a new paragraph and insert:  
 42 "SECTION 5. IC 31-33-25-8, AS ADDED BY P.L.145-2006,  
 43 SECTION 288, IS AMENDED TO READ AS FOLLOWS  
 44 [EFFECTIVE JULY 1, 2007]: Sec. 8. The statewide child fatality  
 45 review committee consists of the following members appointed by the  
 46 governor:  
 47 (1) a coroner or deputy coroner;

- 1 (2) a representative from:  
 2 (A) the state department of health established by IC 16-19-1-1;  
 3 (B) a local health department established under IC 16-20-2; or  
 4 (C) a multiple county health department established under  
 5 IC 16-20-3;  
 6 (3) a pediatrician;  
 7 (4) a representative of law enforcement;  
 8 (5) a representative from an emergency medical services provider;  
 9 (6) the director or a representative of the department;  
 10 (7) a representative of a prosecuting attorney;  
 11 (8) a pathologist ~~with forensic experience~~ who is:  
 12 (A) **certified by the American Board of Pathology in**  
 13 **forensic pathology; and**  
 14 (B) licensed to practice medicine in Indiana;  
 15 (9) a mental health provider;  
 16 (10) a representative of a child abuse prevention program; and  
 17 (11) a representative of the department of education."
- 18 Page 3, line 7, delete "state department" and insert "**medical**  
 19 **licensing board**".
- 20 Page 3, line 8, delete "IC 16-35-7-4." and insert "**IC 16-35-7-3.**".
- 21 Page 3, line 15, delete "6.7(a)" and insert "**6.7(b)**".
- 22 Page 3, line 16, delete "6.7(f) and 6.7(g)" and insert "**6.7(e) and**  
 23 **6.7(f)**".
- 24 Page 3, line 32, delete "the certified" and insert "**the county**  
 25 **prosecutor shall determine whether an autopsy is necessary.**".
- 26 Page 3, delete lines 33 through 40.
- 27 Page 3, line 41, delete "committee shall determine if the autopsy is  
 28 necessary."
- 29 Page 3, run in lines 32 and 41.
- 30 Page 3, line 42, after "pathologist" insert ", **forensic pathologist, or**  
 31 **a pathology resident acting under the direct supervision of a child**  
 32 **death pathologist or forensic pathologist**".
- 33 Page 4, line 5, after "pathologist" insert ", **forensic pathologist, or**  
 34 **a pathology resident acting under the direct supervision of a child**  
 35 **death pathologist or forensic pathologist**".

- 1 Page 4, line 7, delete "coroner" and insert "**prosecutor**".
- 2 Page 7, delete lines 11 through 31.
- 3 Renumber all SECTIONS consecutively.  
(Reference is to EHB 1503 as printed April 6, 2007.)

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Senator LAWSON C