
HOUSE BILL No. 1258

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-23-18.

Synopsis: Methadone clinic drug testing and minors. Requires a methadone provider to: (1) periodically and randomly test a patient for the use of specified drugs and to include the drug testing procedure in the methadone provider's diversion control plan; and (2) terminate the patient's treatment at the clinic if the drug test is positive for an illegal drug other than the drug being used for the patient's treatment. Prohibits an individual less than 18 years of age from entering the premises of a methadone clinic except in specified circumstances.

Effective: July 1, 2008.

Goodin

January 14, 2008, read first time and referred to Committee on Family, Children and Human Affairs.

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Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

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HOUSE BILL No. 1258



A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-23-18-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 2. (a) Not later than
3 February 28 of each year, each methadone provider must submit to the
4 division a diversion control plan required under section 1(b)(7) of this
5 chapter. **A methadone provider must include in the provider's**
6 **diversion control plan the provider's drug testing procedure for**
7 **testing a patient during the patient's treatment by the provider as**
8 **required in section 2.5 of this chapter.**

9 (b) Not later than May 1 of each year, the division shall review and
10 approve plans submitted under subsection (a).

11 (c) If the division denies a plan submitted under subsection (a), the
12 methadone provider must submit another plan not later than sixty (60)
13 days after the denial of the plan.

14 SECTION 2. IC 12-23-18-2.5 IS ADDED TO THE INDIANA
15 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
16 [EFFECTIVE JULY 1, 2008]: **Sec. 2.5. (a) A methadone provider**
17 **must periodically and randomly test a patient for the following**



1 during the patient's treatment by the provider:
 2 (1) Methadone.
 3 (2) Cocaine.
 4 (3) Opiates.
 5 (4) Amphetamines.
 6 (5) Barbiturates.
 7 (6) Tetrahydrocannabinol.
 8 (7) Benzodiazepines.
 9 (8) Any other drug that has been determined to be abused in
 10 the program's locality or any other drug that may have been
 11 abused by the patient.
 12 (b) If the patient tests positive under a test described in
 13 subsection (a) for:
 14 (1) a controlled substance other than a drug for which the
 15 patient has a prescription or that is part of the patient's
 16 treatment plan at the methadone clinic; or
 17 (2) an illegal drug other than the drug that is part of the
 18 patient's treatment plan at the methadone clinic;
 19 the methadone provider shall terminate the patient's treatment at
 20 the methadone clinic.
 21 SECTION 3. IC 12-23-18-2.7 IS ADDED TO THE INDIANA
 22 CODE AS A NEW SECTION¹s TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2008]: Sec. 2.7. An individual less than
 24 eighteen (18) years of age may not enter the premises of a
 25 methadone clinic unless the individual is:
 26 (1) being treated at the methadone clinic; or
 27 (2) operating a motor vehicle to transport an individual being
 28 treated at the methadone clinic.

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