

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1284 be amended to read as follows:

- 1           Page 6, after line 37, begin a new paragraph and insert:  
2           "SECTION 4. IC 27-8-11-10 IS ADDED TO THE INDIANA  
3           CODE AS A NEW SECTION TO READ AS FOLLOWS  
4           [EFFECTIVE UPON PASSAGE]: **Sec. 10. (a) As used in this section,**  
5           **"dialysis facility" means an outpatient facility in Indiana at which**  
6           **a dialysis treatment provider provides dialysis treatment.**  
7           **(b) As used in this section, "contracted dialysis facility" means**  
8           **a dialysis facility that has entered into an agreement with a**  
9           **particular insurer under section 3 of this chapter.**  
10          **(c) Notwithstanding section 1 of this chapter, as used in this**  
11          **section, "insured" refers only to an insured who requires dialysis**  
12          **treatment.**  
13          **(d) As used in this section, "insurer" includes the following:**  
14               **(1) An administrator licensed under IC 27-1-25.**  
15               **(2) An agent of an insurer.**  
16          **(e) As used in this section, "non-contracted dialysis facility"**  
17          **means a dialysis facility that has not entered into an agreement**  
18          **with a particular insurer under section 3 of this chapter.**  
19          **(f) An insurer shall not require an insured, as a condition of**  
20          **coverage, to travel more than thirty (30) miles from the insured's**  
21          **home to obtain dialysis treatment, regardless of whether the**  
22          **insured chooses to receive dialysis treatment at a contracted**  
23          **dialysis facility or a non-contracted dialysis facility.**  
24          SECTION 5. IC 27-13-1-11.5 IS ADDED TO THE INDIANA  
25          CODE AS A NEW SECTION TO READ AS FOLLOWS  
26          [EFFECTIVE UPON PASSAGE]: **Sec. 11.5. "Dialysis facility"**  
27          **means an outpatient facility in Indiana at which a dialysis**  
28          **treatment provider provides dialysis treatment.**  
29          SECTION 6. IC 27-13-15-5 IS ADDED TO THE INDIANA  
30          CODE AS A NEW SECTION TO READ AS FOLLOWS  
31          [EFFECTIVE UPON PASSAGE]: **Sec. 5. (a) Notwithstanding**  
32          **IC 27-13-1-12, as used in this section, "enrollee" refers only to an**

1       enrollee who requires dialysis treatment.  
2           (b) As used in this section, "health maintenance organization"  
3 includes the following:  
4           (1) A limited service health maintenance organization.  
5           (2) An agent of a health maintenance organization or a  
6           limited service health maintenance organization.  
7           (c) A health maintenance organization shall not require an  
8 enrollee, as a condition of coverage, to travel more than thirty (30)  
9 miles from the enrollee's home to obtain dialysis treatment,  
10 regardless of whether the enrollee chooses to receive dialysis  
11 treatment at a dialysis facility that is a participating provider or  
12 a dialysis facility that is not a participating provider.  
13 SECTION 7. An emergency is declared for this act".  
14       Renumber all SECTIONS consecutively.  
      (Reference is to EHB 1284 as printed February 19, 2008.)

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Senator BECKER