

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.)

Senator BECKER