



March 31, 2009

**ENGROSSED  
SENATE BILL No. 102**

DIGEST OF SB 102 (Updated March 26, 2009 8:42 am - DI 92)

**Citations Affected:** IC 12-17.6.

**Synopsis:** Coverage of mental health services in CHIP. Specifies mental health services that must be covered under the children's health insurance program (CHIP). (The introduced version of this bill was prepared by the commission on mental health.)

**Effective:** July 1, 2009.

**Simpson, Lawson C, Deig, Lanane,  
Rogers**

(HOUSE SPONSORS — BROWN C, NOE, GOODIN)

January 7, 2009, read first time and referred to Committee on Health and Provider Services.

February 5, 2009, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.

February 19, 2009, reported favorably — Do Pass.

February 23, 2009, read second time, ordered engrossed.

February 24, 2009, read third time, passed. Yeas 49, nays 0.

**HOUSE ACTION**

March 2, 2009, read first time and referred to Committee on Public Health.

March 10, 2009, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

March 30, 2009, reported — Do Pass.

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March 31, 2009

First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 102



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 12-17.6-4-2 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. (a) The benefit  
 3 package provided under the program shall focus on age appropriate  
 4 preventive, primary, and acute care services.  
 5 (b) The office shall offer health insurance coverage for the following  
 6 basic services:  
 7 (1) Inpatient and outpatient hospital services.  
 8 (2) Physicians' services provided by a physician (as defined in 42  
 9 U.S.C. 1395x(r)).  
 10 (3) Laboratory and x-ray services.  
 11 (4) Well-baby and well-child care, including:  
 12 (A) age appropriate immunizations; and  
 13 (B) periodic screening, diagnosis, and treatment services  
 14 according to a schedule developed by the office.  
 15 The office may offer services in addition to those listed in this  
 16 subsection if appropriations to the program exist to pay for the  
 17 additional services.

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ES 102—LS 6109/DI 104+



1 (c) The office shall offer health insurance coverage for the following  
2 additional services if the coverage for the services has an actuarial  
3 value equal to or greater than the actuarial value of the services  
4 provided by the benchmark program determined by the children's  
5 health policy board established by IC 4-23-27-2:

- 6 (1) Prescription drugs.
- 7 (2) Mental health services.
- 8 (3) Vision services.
- 9 (4) Hearing services.
- 10 (5) Dental services.

11 (d) Notwithstanding subsections (b) and (c), the office may not  
12 impose treatment limitations or financial requirements on the coverage  
13 of services for a mental illness if similar treatment limitations or  
14 financial requirements are not imposed on coverage for services for  
15 other illnesses. **Coverage for mental illness under the program must**  
16 **include the following:**

- 17 **(1) Inpatient mental health services and substance abuse**  
18 **services provided in an institution that:**
  - 19 **(A) treats mental disease; and**
  - 20 **(B) has more than sixteen (16) beds;****unless coverage is prohibited by federal law.**
- 21 **(2) Psychiatric residential treatment services.**
- 22 **(3) Community mental health rehabilitation services.**
- 23 **(4) Outpatient mental health services and substance abuse**  
24 **services, with no greater limitations on the number of units**  
25 **per rolling year than are required under the Medicaid**  
26 **program.**

27 **However, the office may require prior authorization for the**  
28 **services specified in subdivisions (1) through (4).**  
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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 102, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 22, delete "." and insert "**, unless already covered by Medicaid.**".

and when so amended that said bill be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 102 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 11, Nays 0.



COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 102, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 102 as printed February 6, 2009.)

KENLEY, Chairperson

Committee Vote: Yeas 11, Nays 0.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 102, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 22, delete "services, unless already" and insert "**services.**".

Page 2, delete line 23.

Page 2, line 26, delete "services." and insert "**services, with no greater limitations on the number of units per rolling year than are**

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**required under the Medicaid program."**

and when so amended that said bill do pass.

(Reference is to SB 102 as printed February 20, 2009.)

BROWN C, Chair

Committee Vote: yeas 8, nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 102, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

CRAWFORD, Chair

Committee Vote: yeas 20, nays 0.

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