

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

## HOUSE ENROLLED ACT No. 1318

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AN ACT to amend the Indiana Code concerning general provisions.

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

SECTION 1. IC 5-28-43-2, AS ADDED BY HEA 1001-2023, SECTION 88, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. As used in this chapter, "eligible regional economic acceleration and development organization" means **any of the following**:

- (1) A development authority. ~~and~~
- (2) A qualified nonprofit organization.

SECTION 2. IC 27-1-44.5-11, AS AMENDED BY SEA 400-2023, SECTION 21, AND AS AMENDED BY HEA 1623-2023, SECTION 81, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. (a) **Except as provided in subsection (c)**, the department shall adopt ~~emergency~~ rules under ~~IC 4-22-2-37.1~~ IC 4-22-2 to implement this chapter. The rules must include a requirement that health payer data sources submit necessary information to the administrator. Rules enacted under this subsection must cover all health payer data sources as follows:

- (1) The department shall adopt rules that apply to health payers regulated under IC 27.
- (2) The office of the secretary of family and social services shall adopt rules that apply to health payers regulated under IC 12.
- (b) The department shall adopt ~~emergency~~ *provisional* rules under IC 4-22-2-37.1 establishing a fee formula for data licensing and the

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collection and release of claims data.

*(c) The department may adopt rules under IC 4-22-2 concerning the:*

*(1) requirement that health payers submit required data under section 5 of this chapter; and*

*(2) establishment of a fee formula for data licensing, collection, and release of claims described in section 9 of this chapter.*

~~(c)~~ *(d)* The department may impose a civil penalty on a health payer that is required to submit information under this chapter and fails to comply. A civil penalty collected under this section must be deposited in the department of insurance fund created by IC 27-1-3-28.



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Speaker of the House of Representatives

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President of the Senate

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President Pro Tempore

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Governor of the State of Indiana

Date: \_\_\_\_\_ Time: \_\_\_\_\_

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