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HOUSE BILL No. 1462

Proposed Changes to introduced printing by AM146204

DIGEST OF PROPOSED AMENDMENT

Services provided under a substance use disorder plan. Provides that a provision in the bill requiring the office of the secretary of family and social services to require managed care organizations to consider services provided under a substance use disorder treatment plan as medically necessary applies after December 31, 2023.

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

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

- 1 SECTION 1. IC 16-21-2-18 IS ADDED TO THE INDIANA
- 2 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 3 [EFFECTIVE JULY 1, 2023]: **Sec. 18. (a) This section applies to an**
- 4 **emergency department that is owned or operated by hospital**
- 5 **licensed under IC 16-21.**
- 6 **(b) As used in this section, "substance use disorder" includes:**
- 7 **(1) opioid use disorder;**
- 8 **(2) alcohol use disorder; and**
- 9 **(3) any other substance use disorder determined by the state**
- 10 **department.**
- 11 **(c) Before December 31 of each year, an emergency**
- 12 **department must submit a substance use disorder treatment plan**
- 13 **with the state department for the subsequent year to initiate**
- 14 **interventions with patients who have a substance use related**
- 15 **emergency department visit. The plan must include the following:**
- 16 **(1) A detailed protocol to connect patients with substance use**
- 17 **disorders to treatment, prevention, recovery, peer support**
- 18 **services, and harm reduction services upon discharge from**
- 19 **the emergency department.**



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- 1 (2) An incorporation of the screening, brief intervention, and
 2 referral to treatment screening tool.
 3 (3) A procedure to initiate or connect substance use patients
 4 to medication assisted treatment for addiction disorders,
 5 including:
 6 (A) treatment for opioid use disorder and alcohol use
 7 disorder; and
 8 (B) providing immediate access to:
 9 (i) naloxone;
 10 (ii) an opioid antagonist that can reverse opioid
 11 overdoses; and
 12 (iii) all federal Food and Drug Administration
 13 approved medications for the treatment of opioid
 14 use disorder and alcohol use disorder.
 15 (4) An analysis of the emergency department's ability to and
 16 a plan to:
 17 (A) begin initiation of medication before discharge; and
 18 (B) coordinate outpatient medication referrals upon
 19 discharge.
 20 (d) The services provided to a patient under a substance use
 21 disorder treatment plan provided to the state department under
 22 this section are considered to be medically necessary.
 23 (e) [\[This subsection applies after December 31, 2023.\]](#) The
 24 office of the secretary of family and social services shall require
 25 managed care organizations to consider services provided to an
 26 individual under a substance use disorder treatment plan that is
 27 provided to the state department as medically necessary.
 28 (f) After December 31, 2023, an emergency department must
 29 implement a continuing education and training program to
 30 emergency department personnel on:
 31 (1) substance use disorder; and
 32 (2) best practices for emergency medical care delivery for
 33 patients who are most at risk of dying after emergency room
 34 discharge.
 35 (g) The state department may adopt rules under IC 4-22-2 to
 36 implement this chapter.
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