



SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1332 be amended to read as follows:

- 1 Page 25, between lines 18 and 19, begin a new paragraph and insert:
2 "SECTION 15. IC 27-2-25.5-0.5 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2024]: **Sec. 0.5. As used in this chapter, "plan**
5 **sponsor" means an individual or entity that offers health insurance**
6 **coverage to its employees or members through a self-funded health**
7 **benefit plan, including:**
8 **(1) a self-funded health benefit plan that complies with the**
9 **federal Employee Retirement Income Security Act (ERISA)**
10 **of 1974 (29 U.S.C. 1001 et seq.); and**
11 **(2) a self-insurance program established under IC 5-10-8-7(b).**
12 SECTION 16. IC 27-2-25.5-0.7 IS ADDED TO THE INDIANA
13 CODE AS A NEW SECTION TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2024]: **Sec. 0.7. As used in section 3 of this**
15 **chapter, "third party administrator" means an individual or entity**
16 **that performs administrative services for a self-funded health**
17 **benefit plan, including:**
18 **(1) a self-funded health benefit plan that complies with the**
19 **federal Employee Retirement Income Security Act (ERISA)**
20 **of 1974 (29 U.S.C. 1001 et seq.); and**
21 **(2) a self-insurance program established under IC 5-10-8-7(b).**
22 SECTION 17. IC 27-2-25.5-3 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2024]: **Sec. 3. (a) This section applies to a**
25 **contract entered into, issued, amended, or renewed after June 30,**
26 **2024.**
27 **(b) A contract between:**

- 1 **(1) a:**
- 2 **(A) third party administrator;**
- 3 **(B) pharmacy benefit manager (as defined in**
- 4 **IC 27-1-24.5-12); or**
- 5 **(C) prepaid health care delivery plan under IC 5-10-8-7(c)**
- 6 **to provide group health coverage for state employees; and**
- 7 **(2) a plan sponsor;**
- 8 **must provide that the plan sponsor owns the claims data relating**
- 9 **to the contract.**
- 10 **(c) Any claims data provided under this section must be**
- 11 **provided in accordance with the federal Health Insurance**
- 12 **Portability and Accountability Act (HIPAA) (P.L. 104-191)."**
- 13 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1332 as printed March 1, 2024.)

Senator JOHNSON T