

# HOUSE BILL No. 1023

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-7-2-40.3; IC 12-15-5-22; IC 16-18-2; IC 16-46-18.

**Synopsis:** Violence prevention services. Requires Medicaid reimbursement for eligible community violence prevention services provided by a qualified violence prevention professional to certain Medicaid recipients. Requires the office of the secretary of family and social services to: (1) issue guidance on the use of; and (2) determine the reimbursement for; community violence prevention services. Requires the Indiana department of health to approve at least one accredited violence prevention professional training and certification program that meets certain criteria. Sets forth the requirements for a qualified violence prevention professional.

**Effective:** July 1, 2024.

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January 8, 2024, read first time and referred to Committee on Public Health.

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Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

# HOUSE BILL No. 1023

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 12-7-2-40.3 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2024]: **Sec. 40.3. "Community violence prevention services", for**  
4 **purposes of IC 12-15-5-22, has the meaning set forth in**  
5 **IC 12-15-5-22(a).**

6 SECTION 2. IC 12-15-5-22 IS ADDED TO THE INDIANA CODE  
7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
8 1, 2024]: **Sec. 22. (a) As used in this section, "community violence**  
9 **prevention services" means evidence based, trauma informed,**  
10 **supportive, and nonpsychotherapeutic services provided by a**  
11 **qualified violence prevention professional (as defined in**  
12 **IC 16-46-18-5) to a victim of community violence (as defined in**  
13 **IC 16-46-18-2) for the purpose of improving health outcomes,**  
14 **promoting positive behavior change, preventing injury, and**  
15 **reducing the likelihood of violence of the victim.**

16 **(b) The term may include the provision of the following services:**  
17 **(1) Peer support.**



- 1           **(2) Counseling.**  
 2           **(3) Mentorship.**  
 3           **(4) Conflict mediation.**  
 4           **(5) Crisis intervention.**  
 5           **(6) Targeted case management.**  
 6           **(7) Referrals to certified or licensed health care or social**  
 7           **service providers.**  
 8           **(8) Patient education.**  
 9           **(9) Screening services.**  
 10          **(c) As used in this section, "office" includes the following:**  
 11           **(1) The office of the secretary of family and social services.**  
 12           **(2) A managed care organization that has contracted with the**  
 13           **office of Medicaid policy and planning under this article.**  
 14           **(3) A person that has contracted with a managed care**  
 15           **organization described in subdivision (2).**  
 16          **(d) The office shall reimburse for eligible community violence**  
 17          **prevention services provided by a qualified violence prevention**  
 18          **professional (as defined in IC 16-46-18-5) to a Medicaid recipient**  
 19          **who has:**  
 20           **(1) received medical treatment for an injury sustained as a**  
 21           **result of community violence (as defined in IC 16-46-18-2);**  
 22           **(2) been determined by a certified or licensed health care or**  
 23           **social services provider to be at an elevated risk of violent**  
 24           **injury or retaliation; and**  
 25           **(3) been referred by a provider described in subdivision (2)**  
 26           **for community violence prevention services.**  
 27          **(e) Before December 1, 2024, the office of the secretary shall**  
 28          **apply to the United States Department of Health and Human**  
 29          **Services for any state plan amendment or waiver necessary to**  
 30          **implement this section.**  
 31          **(f) After submitting a waiver or amendment described in**  
 32          **subsection (e), the office of the secretary shall do the following:**  
 33           **(1) Issue guidance on the use of community violence**  
 34           **prevention services for eligible Medicaid recipients.**  
 35           **(2) Determine the reimbursement for community violence**  
 36           **prevention services and consider:**  
 37            **(A) Medicaid outpatient reimbursement rates for the same**  
 38            **or similar services; or**  
 39            **(B) any other relevant data, as determined by the office of**  
 40            **the secretary.**  
 41           **(3) Consult with violence intervention organizations, local**  
 42           **community based violence prevention programs, and hospital**



1 based violence prevention programs in developing the  
 2 guidance described in subdivision (1) and determining the  
 3 reimbursement described in subdivision (2).

4 (g) The office of the secretary may adopt rules under IC 4-22-2  
 5 necessary to implement this section.

6 SECTION 3. IC 16-18-2-23.5 IS ADDED TO THE INDIANA  
 7 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 8 [EFFECTIVE JULY 1, 2024]: **Sec. 23.5. "Approved program", for**  
 9 **purposes of IC 16-46-18, has the meaning set forth in**  
 10 **IC 16-46-18-1.**

11 SECTION 4. IC 16-18-2-66.1 IS ADDED TO THE INDIANA  
 12 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 13 [EFFECTIVE JULY 1, 2024]: **Sec. 66.1. "Community violence", for**  
 14 **purposes of IC 16-46-18, has the meaning set forth in**  
 15 **IC 16-46-18-2.**

16 SECTION 5. IC 16-18-2-66.2 IS ADDED TO THE INDIANA  
 17 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 18 [EFFECTIVE JULY 1, 2024]: **Sec. 66.2. "Community violence**  
 19 **prevention services", for purposes of IC 16-46-18, has the meaning**  
 20 **set forth in IC 16-46-18-3.**

21 SECTION 6. IC 16-18-2-292.2 IS ADDED TO THE INDIANA  
 22 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 23 [EFFECTIVE JULY 1, 2024]: **Sec. 292.2. "Prevention professional",**  
 24 **for purposes of IC 16-46-18, has the meaning set forth in**  
 25 **IC 16-46-18-4.**

26 SECTION 7. IC 16-18-2-302.7 IS ADDED TO THE INDIANA  
 27 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2024]: **Sec. 302.7. "Qualified violence**  
 29 **prevention professional", for purposes of IC 16-46-18, has the**  
 30 **meaning set forth in IC 16-46-18-5.**

31 SECTION 8. IC 16-46-18 IS ADDED TO THE INDIANA CODE  
 32 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2024]:

34 **Chapter 18. Violence Prevention Professional Training Program**

35 **Sec. 1. As used in this chapter, "approved program" refers to an**  
 36 **accredited training and certification program:**

- 37 (1) for an individual to become a qualified violence prevention  
 38 professional; and  
 39 (2) that is approved by the state department under section 6  
 40 of this chapter.

41 **Sec. 2. As used in this chapter, "community violence" means an**  
 42 **intentional act of force or power that is committed:**



- 1           (1) against an individual;  
 2           (2) by another individual who is not related to or an intimate  
 3           partner of the individual; and  
 4           (3) in a public area.

5           Sec. 3. (a) As used in this chapter, "community violence  
 6 prevention services" means evidence based, trauma informed,  
 7 supportive, and nonpsychotherapeutic services provided by a  
 8 qualified violence prevention professional to a victim of community  
 9 violence for the purpose of improving health outcomes, promoting  
 10 positive behavior change, preventing injury, and reducing the  
 11 likelihood of violence of the victim.

12           (b) The term may include the provision of the following services:

- 13           (1) Peer support.  
 14           (2) Counseling.  
 15           (3) Mentorship.  
 16           (4) Conflict mediation.  
 17           (5) Crisis intervention.  
 18           (6) Targeted case management.  
 19           (7) Referrals to certified or licensed health care or social  
 20           service providers.  
 21           (8) Patient education.  
 22           (9) Screening services.

23           Sec. 4. As used in this chapter, "prevention professional" means  
 24 an individual who:

- 25           (1) works in a program that is designed to:  
 26           (A) address the specific needs of a patient, such as suicide  
 27           prevention, violence prevention, alcohol avoidance, and  
 28           tobacco prevention; and  
 29           (B) reduce the patient's risk of injury, relapse, or reinjury;  
 30           and  
 31           (2) provides appropriate case management, medication,  
 32           referral, or mentorship services to a patient;

33 as defined in the health care provider taxonomy code set published  
 34 by the National Uniform Claim Committee.

35           Sec. 5. As used in this chapter, "qualified violence prevention  
 36 professional" refers to a prevention professional who meets the  
 37 requirements of section 7 of this chapter.

38           Sec. 6. Not later than January 1, 2025, the state department  
 39 shall approve at least one (1) accredited violence prevention  
 40 professional training and certification program that includes at  
 41 least the following:

- 42           (1) Thirty-five (35) hours of initial training on:



- 1 (A) the effects of trauma and violence;  
 2 (B) the essential components of trauma informed care;  
 3 (C) community violence prevention strategies, including  
 4 conflict mediation and retaliation prevention related to  
 5 community violence;  
 6 (D) case management and advocacy practice; and  
 7 (E) patient privacy and the federal Health Insurance  
 8 Portability and Accountability Act (HIPAA).
- 9 (2) Six (6) hours of continuing education training every two  
 10 (2) years.
- 11 **Sec. 7. To be certified as a qualified violence prevention**  
 12 **professional, a prevention professional shall complete:**
- 13 (1) the requirements of an approved program; and  
 14 (2) at least six (6) hours of continuing education training every  
 15 two (2) years after the date on which the prevention  
 16 professional completed the initial training.
- 17 **Sec. 8. An individual may not use the title or designation**  
 18 **"qualified violence prevention professional" to indicate or imply**  
 19 **that the individual is a qualified violence prevention professional**  
 20 **unless the individual is certified by an approved program.**
- 21 **Sec. 9. An entity that employs or enters into a contract with a**  
 22 **qualified violence prevention professional to provide community**  
 23 **violence prevention services shall do the following:**
- 24 (1) Maintain documentation that a qualified violence  
 25 prevention professional:  
 26 (A) has obtained all certification requirements; and  
 27 (B) meets continuing education requirements;  
 28 described in section 7 of this chapter.
- 29 (2) Ensure that a qualified violence prevention professional  
 30 provides community violence prevention services in  
 31 accordance with the applicable standard of care and any state  
 32 or federal laws or regulations.
- 33 **Sec. 10. This chapter does not affect the scope of practice of a**  
 34 **health care professional.**
- 35 **Sec. 11. The state department may adopt rules under IC 4-22-2**  
 36 **to implement this chapter.**

