

HOUSE BILL No. 1088

DIGEST OF INTRODUCED BILL

Citations Affected: IC 21-13; IC 21-44; IC 25-14-5.

Synopsis: Health workforce student loan repayment program. Establishes the following: (1) The health workforce student loan repayment program (program). (2) The health workforce advisory council (council). (3) The health workforce student loan repayment program fund (fund); for the purpose of providing funds to repay outstanding student loans of certain health providers who meet the program requirements. Provides that the state department of health (state department) shall administer the program and fund. Establishes: (1) the imposition of fees at the time a license is issued or renewed for certain health profession licenses; and (2) qualifications to receive a student loan repayment award under the program. Provides that, beginning July 1, 2023, the state department and each board included in the program may award loan repayment to an eligible applicant who is a provider licensed by the board. Requires, not later than July 1, 2024, and not later than July 1 every two years thereafter, the state department to submit a report concerning the program and fund to the governor and the general assembly. Provides that money in the fund is continuously appropriated. Repeals provisions concerning the following: (1) The primary care physician loan forgiveness program. (2) The mental health services development programs. (3) The dental underserved area and minority recruitment program.

Effective: July 1, 2022.

Manning

January 4, 2022, read first time and referred to Committee on Public Health.



Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

HOUSE BILL No. 1088

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations and to make an appropriation.

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

1 SECTION 1. IC 21-13-1-5, AS AMENDED BY P.L.148-2016,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: Sec. 5. "Fund":
4 (1) for purposes of IC 21-13-2, refers to the William A. Crawford
5 minority teacher scholarship fund established by IC 21-13-2-1;
6 (2) for purposes of IC 21-13-4, refers to the National Guard
7 tuition supplement program fund established by IC 21-13-4-1;
8 (3) for purposes of IC 21-13-5, refers to the National Guard
9 scholarship extension fund established by IC 21-13-5-1; **and**
10 ~~(4) for purposes of IC 21-13-6, refers to the primary care~~
11 ~~physician loan forgiveness fund established by IC 21-13-6-3; and~~
12 ~~(5) (4) for purposes of IC 21-13-6.5, refers to the medical~~
13 ~~residency education fund established by IC 21-13-6.5-1.~~
14 SECTION 2. IC 21-13-6 IS REPEALED [EFFECTIVE JULY 1,
15 2022]. (Primary Care Physician Loan Forgiveness Program).
16 SECTION 3. IC 21-13-12 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2022]:

2 **Chapter 12. Health Workforce Student Loan Repayment**
 3 **Program**

4 **Sec. 1. As used in this chapter, "board" refers to any of the**
 5 **following:**

- 6 (1) The state board of dentistry (IC 25-14-1-2).
 7 (2) The medical licensing board of Indiana (IC 25-22.5-2-1).
 8 (3) The Indiana state board of nursing (IC 25-23-1-2).
 9 (4) The occupational therapy committee (IC 25-23.5-2-1).
 10 (5) The behavioral health and human services licensing board
 11 (IC 25-23.6-2-1).
 12 (6) The Indiana optometry board (IC 25-24-1-1).
 13 (7) The Indiana board of pharmacy (IC 25-26-13-3).
 14 (8) The Indiana board of physical therapy (IC 25-27-1-4).
 15 (9) The physician assistant committee (IC 25-27.5-3-1).
 16 (10) The board of podiatric medicine (IC 25-29-2-1).
 17 (11) The state psychology board (IC 25-33-1-3).
 18 (12) The speech-language pathology and audiology board
 19 (IC 25-35.6-2).

20 **Sec. 2. As used in this chapter, "council" refers to the health**
 21 **workforce advisory council established by section 10 of this**
 22 **chapter.**

23 **Sec. 3. As used in this chapter, "eligible provider" means a**
 24 **provider who meets the requirements described in section 15(b) of**
 25 **this chapter.**

26 **Sec. 4. As used in this chapter, "fund" refers to the health**
 27 **workforce student loan repayment program fund established by**
 28 **section 11 of this chapter.**

29 **Sec. 5. As used in this chapter, "license" means:**

- 30 (1) an unlimited license, permit, certificate, or certificate of
 31 registration;
 32 (2) a temporary, limited, or probationary license, permit,
 33 certificate, or certificate of registration;
 34 (3) an intern permit; or
 35 (4) a provisional license;

36 **issued by a board to a provider.**

37 **Sec. 6. As used in this chapter, "program" refers to the health**
 38 **workforce student loan repayment program established by section**
 39 **9 of this chapter.**

40 **Sec. 7. As used in this chapter, "provider" means any of the**
 41 **following:**

- 42 (1) A dentist licensed under IC 25-14.



- 1 (2) A physician licensed under IC 25-22.5.
 2 (3) A nurse licensed under IC 25-23, including nursing faculty.
 3 (4) An occupational therapist licensed under IC 25-23.5.
 4 (5) A clinical social worker licensed under IC 25-23.6-5.
 5 (6) A marriage and family therapist licensed under
 6 IC 25-23.6-8.
 7 (7) A mental health counselor licensed under IC 25-23.6-8.5.
 8 (8) A clinical addiction counselor licensed under
 9 IC 25-23.6-10.5.
 10 (9) An optometrist licensed under IC 25-24.
 11 (10) A pharmacist licensed under IC 25-26.
 12 (11) A physical therapist licensed under IC 25-27.
 13 (12) A physician assistant licensed under IC 25-27.5-4.
 14 (13) A podiatrist licensed under IC 25-29.
 15 (14) A psychologist licensed under IC 25-33-1.
 16 (15) A speech-language pathologist licensed under IC 25-35.6.
 17 (16) An audiologist licensed under IC 25-35.6.
- 18 Sec. 8. As used in this chapter, "state department" refers to the
 19 state department of health.
- 20 Sec. 9. The health workforce student loan repayment program
 21 is established. The state department shall administer the program.
- 22 Sec. 10. (a) The health workforce advisory council is established.
 23 (b) The council consists of the following members:
- 24 (1) The executive director of the professional licensing agency
 25 or the director's designee.
 26 (2) The commissioner of the department of workforce
 27 development or the commissioner's designee.
 28 (3) The secretary of family and social services or the
 29 secretary's designee.
 30 (4) The commissioner of the state department or the
 31 commissioner's designee.
 32 (5) The commissioner of the commission for higher education
 33 or the commissioner's designee.
 34 (6) The secretary of education.
 35 (7) One (1) member of the senate, appointed by the president
 36 pro tempore of the senate.
 37 (8) One (1) member of the house of representatives, appointed
 38 by the speaker of the house of representatives.
 39 (9) One (1) member who is a member of the Indiana
 40 commission to combat drug abuse.
 41 (10) One (1) representative from the governor's workforce
 42 cabinet.



- 1 (11) One (1) representative from the Indiana Hospital
2 Association.
- 3 (12) One (1) representative from the Indiana Rural Health
4 Association.
- 5 (13) One (1) representative from the Indiana Primary Health
6 Care Association.
- 7 (14) One (1) representative from the Indiana Minority Health
8 Coalition.
- 9 (15) One (1) representative from the Indiana Health Care
10 Association.
- 11 (16) One (1) representative from the Bowen Center for Health
12 Workforce Research and Policy at Indiana University.
- 13 (17) One (1) member who is a nurse licensed under IC 25-23-1
14 or has held a license as a nurse in Indiana within the last five
15 (5) years.
- 16 (c) The members described in subsection (b)(9) through (b)(17)
17 shall be appointed by the governor.
- 18 (d) If a vacancy occurs on the council, the appointing authority
19 that appointed the member whose position is vacant shall appoint
20 an individual to fill the vacancy.
- 21 (e) The members shall annually elect a chairperson of the
22 council. The council shall meet upon the call of the chairperson.
- 23 (f) The affirmative votes of a majority of the members
24 appointed to the council are required for the council to take action.
- 25 Sec. 11. (a) The health workforce student loan repayment
26 program fund is established for the purpose of providing funds to
27 repay outstanding student loans of providers who meet the
28 requirements of this chapter.
- 29 (b) The fund consists of the following:
- 30 (1) Appropriations made by the general assembly.
- 31 (2) Fees collected under section 12 of this chapter.
- 32 (3) Gifts, grants, devises, or bequests made to the state
33 department to achieve the purposes of the fund.
- 34 (c) The state department shall administer the fund.
- 35 (d) The expenses of administering the fund shall be paid from
36 money in the fund in an amount that does not exceed a total of one
37 hundred thousand dollars (\$100,000) each biennium.
- 38 (e) Money in the fund is continuously appropriated to:
- 39 (1) carry out the purposes of the fund; and
- 40 (2) subject to subsection (d), cover the costs incurred by the
41 state department in administering the program.
- 42 (f) The state department shall establish a separate account



1 within the fund for each board. On June 30, 2024, and on June 30
 2 every two (2) years thereafter, any money in a separate account
 3 established under this subsection reverts to the fund.

4 (g) The treasurer of state shall invest the money in the fund not
 5 currently needed to meet the obligations of the fund in the same
 6 manner as other public funds may be invested. Interest that
 7 accrues from investments under this subsection must be deposited
 8 in the fund.

9 (h) Money in the fund at the end of a state fiscal year does not
 10 revert to the state general fund but remains available to be used for
 11 the purposes of this chapter.

12 (i) Expenditures for the program may not exceed the amounts
 13 appropriated, gifted, bequeathed, or provided to the fund, as
 14 described in subsection (d).

15 Sec. 12. (a) Beginning not later than October 1, 2022, and in
 16 addition to any other fee imposed for the issuance or renewal of a
 17 license, each board shall, at the time a license is issued or renewed,
 18 collect a fee in the following amounts:

19 (1) Ten dollars (\$10), if a fee for the issuance or renewal of a
 20 license is not more than one hundred dollars (\$100).

21 (2) Twenty dollars (\$20), if a fee for the issuance or renewal
 22 of a license is more than one hundred dollars (\$100).

23 (b) Each board shall deposit fees collected by the board under
 24 this section into the fund.

25 Sec. 13. (a) Except as provided in subsection (c), the money in
 26 the fund shall be divided and used as follows:

27 (1) An amount that does not exceed one hundred thousand
 28 dollars (\$100,000) each biennium shall remain in the fund for
 29 use by the state department to cover the costs incurred by the
 30 state department in administering the program.

31 (2) An amount equal to the amount determined in STEP
 32 THREE of the following formula shall remain in the fund for
 33 use by the state department to award loan repayment to an
 34 eligible provider under this chapter:

35 STEP ONE: Determine the total amount of money in the
 36 fund minus any gifts, grants, devises, or bequests that have
 37 been directed to be used as described in subsection (b).

38 STEP TWO: Subtract the amount retained by the state
 39 department under subdivision (1) from the amount
 40 determined under STEP ONE.

41 STEP THREE: Determine the result of:

42 (A) the amount determined under STEP TWO;



- 1 multiplied by
 2 (B) fifty percent (50%).
 3 (3) An amount equal to the amount determined in STEP
 4 THREE of the following formula shall be transferred to each
 5 board's account for use by the respective board to award loan
 6 repayment to eligible providers licensed by that board:
 7 STEP ONE: Subtract the amount determined in STEP
 8 THREE of subdivision (2) from the amount determined in
 9 STEP TWO of subdivision (2).
 10 STEP TWO: For each board, divide the total number of
 11 providers licensed by that board by the total number of
 12 providers licensed by all of the boards.
 13 STEP THREE: Multiply the amount determined under
 14 STEP ONE by the quotient determined under STEP TWO
 15 for each respective board.
 16 (b) A person providing a gift, grant, devise, or bequest to the
 17 fund may direct that the gift, grant, devise, or bequest be used for
 18 loan repayments for eligible providers of a specific profession.
 19 (c) If a person has directed that a gift, grant, devise, or bequest
 20 be used for loan repayments for eligible providers of a specific
 21 profession, the state department shall transfer the amount of the
 22 gift, grant, devise, or bequest to the applicable board's account for
 23 loan repayments to eligible providers of that profession. A board
 24 may use a gift, grant, devise, or bequest described in this subsection
 25 only to award loan repayments to eligible providers of the specified
 26 profession.
 27 Sec. 14. (a) The council shall serve as a resource to the state
 28 department as the state department administers the program.
 29 (b) The council shall advise the state department on the
 30 following:
 31 (1) The eligibility requirements for the program.
 32 (2) The eligible providers the council recommends be awarded
 33 student loan repayments under this chapter.
 34 (3) Award amounts for the award of student loan repayments
 35 under this chapter.
 36 (4) Areas of need for workforce and workforce development
 37 in the respective professions that a board licenses.
 38 (c) The state department shall provide to each board all
 39 information:
 40 (1) obtained from the council under this section; and
 41 (2) concerning the board's licensees.
 42 Sec. 15. (a) Beginning July 1, 2023, the state department and



1 each board may award student loan repayments to any eligible
2 provider who:

- 3 (1) is a provider licensed by the board; and
4 (2) meets the requirements of this chapter.

5 (b) To be eligible to receive a student loan repayment award
6 under this chapter, a provider must meet the following criteria:

- 7 (1) Apply on a form prescribed by the state department.
8 (2) Be a provider and practice a profession that is licensed by
9 a board.
10 (3) Have an outstanding student loan balance.
11 (4) Provide essential services directly to Indiana residents.
12 (5) Agree in writing to:

- 13 (A) practice full time the applicable profession and provide
14 essential services for a specified number of years in a
15 health workforce shortage area in Indiana, as determined
16 by the state department; and
17 (B) meet any other requirements established by the state
18 department.

- 19 (6) Meet any other requirements established by the state
20 department.

21 (c) The state department shall determine the amount of a
22 student loan repayment award that an eligible provider receives
23 under this chapter.

24 (d) If the state department or a board awards student loan
25 repayment to an eligible provider under this chapter, the state
26 department or board:

- 27 (1) shall, subject to subdivision (2), make the student loan
28 repayment award in an amount determined by the state
29 department at the end of each state fiscal year;
30 (2) shall transfer the student loan repayment award directly
31 to the holder of the eligible provider's student loans; and
32 (3) may not make the student loan repayment award to the
33 eligible provider unless the eligible applicant:

- 34 (A) met the requirements of this chapter during that state
35 fiscal year; and
36 (B) has, for at least one (1) year, practiced full time the
37 applicable profession and provided essential services in a
38 health workforce shortage area as described in subsection
39 (b)(5)(A).

40 (e) The state department or a board may make student loan
41 repayment awards to an eligible provider under this chapter until
42 the balance of the eligible provider's student loans are paid in full.



1 **Sec. 16. (a) The state department shall prepare a report that**
 2 **includes the following:**

3 **(1) The receipt, disbursement, and uses of money from the**
 4 **fund and the separate accounts within the fund.**

5 **(2) The number of applications submitted for student loan**
 6 **repayment under the program.**

7 **(3) The number and amount of student loan repayment**
 8 **awards that have been provided by the state department and**
 9 **each board.**

10 **(4) An evaluation of the short and long term impact of the**
 11 **program on Indiana health workforce shortages.**

12 **(5) Any other information collected concerning the fund,**
 13 **program, or student loan repayments awarded under this**
 14 **chapter.**

15 **(b) Not later than July 1, 2024, and not later than July 1 every**
 16 **two (2) years thereafter, the state department shall submit the**
 17 **report described in subsection (a) to the following:**

18 **(1) The governor.**

19 **(2) The general assembly in an electronic format under**
 20 **IC 5-14-6.**

21 **Sec. 17. The state department, in consultation with the council,**
 22 **shall adopt rules under IC 4-22-2 to:**

23 **(1) establish eligibility requirements to receive student loan**
 24 **repayment awards under the program; and**

25 **(2) otherwise administer the program.**

26 **Sec. 18. This chapter expires July 1, 2033.**

27 SECTION 4. IC 21-44-1-3, AS AMENDED BY P.L.190-2015,
 28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2022]: Sec. 3. (a) "Board", for purposes of IC 21-44-5, refers
 30 to the medical education board established by IC 21-44-5-1.

31 ~~(b) "Board", for purposes of IC 21-44-6, refers to the mental health~~
 32 ~~and addiction services development programs board established by~~
 33 ~~IC 21-44-6-1.~~

34 ~~(c)~~ **(b)** "Board", for purposes of IC 21-44-7, refers to the graduate
 35 medical education board established by IC 21-44-7-2.

36 SECTION 5. IC 21-44-1-16 IS REPEALED [EFFECTIVE JULY 1,
 37 2022]. Sec. 16. "Training track program", for purposes of IC 21-44-6,
 38 refers to the program for individuals in the public sector psychiatry
 39 development program.

40 SECTION 6. IC 21-44-6 IS REPEALED [EFFECTIVE JULY 1,
 41 2022]. (Mental Health Services Development Programs).

42 SECTION 7. IC 25-14-5 IS REPEALED [EFFECTIVE JULY 1,



1 2022]. (Dental Underserved Area and Minority Recruitment Program).

