

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 ENROLLED ACT No. 1426

AN ACT to amend the Indiana Code concerning human services.

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

SECTION 1. IC 12-15-47-3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 3. (a) Except as provided in subsection (b), a hospital that is licensed under IC 16-21 and operates a maternity unit shall ensure that a woman who is:**

- (1) giving birth in the hospital; and**
- (2) either:**
 - (A) a Medicaid recipient; or**
 - (B) eligible for Medicaid;**

has the option, if not medically contraindicated, of having a long acting reversible subdermal contraceptive implanted after delivery and before the woman is discharged.

(b) A hospital is exempt from the requirement in subsection (a) if the hospital notifies the Indiana department of health in writing that the hospital has a faith based objection to the requirement.

(c) This section expires June 30, 2025.

SECTION 2. IC 12-15-47-4 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 4. (a) The office of the secretary shall reimburse a hospital described in section 3 of this chapter for the following provided to a Medicaid recipient:**

- (1) A long acting reversible subdermal contraceptive,**

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including the cost of stocking the long acting reversible subdermal contraceptive.

(2) Placement of the long acting reversible subdermal contraceptive.

(b) The reimbursement required under subsection (a)(1) and (a)(2) must be separate from, and in addition to, the reimbursement for maternity services for the Medicaid recipient.

(c) Before September 1, 2024, the office of the secretary shall apply to the United States Department of Health and Human Services for a state plan amendment or waiver necessary to implement and administer this section.

(d) The office of the secretary shall develop a billing process that maximizes federal funding for purposes of this section.

(e) This section expires June 30, 2025.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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