



Reprinted
February 19, 2019

HOUSE BILL No. 1652

DIGEST OF HB 1652 (Updated February 18, 2019 5:53 pm - DI 77)

Citations Affected: IC 16-28; noncode.

Synopsis: Insulin administered by medication aides. Provides that the education and optional training programs prescribed by the state department of health (state department) for qualified medication aides must include training in administering insulin. Provides that a qualified medication aide certified by the state department may administer insulin to a specific patient of a licensed health facility if certain requirements are met. Requires the state department, not later than December 31, 2019, to approve at least one program and optional training in administering insulin.

Effective: July 1, 2019.

Lindauer

January 24, 2019, read first time and referred to Committee on Public Health.
February 14, 2019, amended, reported — Do Pass.
February 18, 2019, read second time, amended, ordered engrossed.

HB 1652—LS 7328/DI 55



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First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1652

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 16-28-1-11, AS AMENDED BY P.L.226-2011,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 11. (a) Unless an individual is certified under this
4 section:
5 (1) the individual may not practice as a qualified medication aide
6 or a certified nurse aide; and
7 (2) a facility may not employ the individual as a qualified
8 medication aide or a certified nurse aide.
9 (b) The state department shall do the following:
10 (1) Establish a program for the certification of qualified
11 medication aides and certified nurse aides who work in facilities
12 licensed under this article.
13 (2) Prescribe education and training programs for qualified
14 medication aides and certified nurse aides, including course and
15 inservice requirements. ~~The training program must include a~~
16 ~~competency test that the individual must pass before being~~
17 ~~granted an initial certification.~~

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1 (3) Determine the standards concerning the functions that may be
 2 performed by a qualified medication aide and a certified nurse
 3 aide.

4 (4) Establish annual certification fees for qualified medication
 5 aides.

6 (5) Adopt rules under IC 4-22-2 necessary to implement and
 7 enforce this section.

8 **(c) The education and training programs prescribed by the state**
 9 **department under subsection (b)(2):**

10 **(1) must include a competency test that an individual must**
 11 **pass before being granted an initial certification as:**

12 **(A) a qualified medication aide; or**

13 **(B) a certified nurse aide; and**

14 **(2) must include an optional training module for qualified**
 15 **medication aides in administering insulin, including:**

16 **(A) at least four (4), and not more than eight (8), hours of**
 17 **classroom training; and**

18 **(B) at least two (2), and not more than four (4), hours of**
 19 **practical training;**

20 **in insulin administration to be completed before a qualified**
 21 **medication aide may administer insulin.**

22 ~~(d)~~ **(d)** The state department shall maintain a registry of each
 23 individual who is:

24 (1) certified as a:

25 (A) qualified medication aide; or

26 (B) certified nurse aide; or

27 (2) registered as a home health aide under rules adopted under
 28 IC 16-27-1-7.

29 ~~(e)~~ **(e)** The state department may conduct hearings for violations of
 30 this section under IC 4-21.5.

31 SECTION 2. IC 16-28-1-11.5 IS ADDED TO THE INDIANA
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2019]: **Sec. 11.5. (a) Except as provided in**
 34 **subsection (b), a qualified medication aide certified under section**
 35 **11 of this chapter may not administer injectable medications.**

36 **(b) A qualified medication aide certified under section 11 of this**
 37 **chapter may administer insulin to a specific patient at a health**
 38 **facility licensed under this article if:**

39 **(1) a registered nurse, under IC 25-23-1-1.1(b)(6):**

40 **(A) supervises the qualified medication aide in**
 41 **administering the insulin; or**

42 **(B) delegates responsibility for administering the insulin to**



- 1 the qualified medication aide based on the registered
2 nurse's assessment of the qualified medication aide's
3 competency to administer insulin; and
4 (2) the health facility where the qualified medication aide is
5 employed:
6 (A) permits the qualified medication aide to administer
7 insulin;
8 (B) retains documentation that the qualified medication
9 aide has completed the optional training module described
10 in section 11(c)(2) of this chapter; and
11 (C) notifies each patient upon admission to the health
12 facility that the health facility may allow qualified
13 medication aides to administer insulin.
14 (c) The state department may require a qualified medication
15 aide who administers insulin under this section to annually
16 complete not more than one (1) hour of inservice training specific
17 to administration of insulin.
18 SECTION 3. [EFFECTIVE JULY 1, 2019] (a) The state
19 department of health, not later than December 31, 2019, shall
20 approve at least one (1) program for education and the optional
21 training module described in IC 16-28-1-11(c), as amended by this
22 act.
23 (b) This SECTION expires July 1, 2020.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1652, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 14, delete "training" and insert "**an optional training module**".

Page 2, line 15, delete "insulin." and insert "**insulin, including:**

(A) at least four (4), and not more than eight (8), hours of classroom training; and

(B) at least two (2), and not more than four (4), hours of practical training;

in insulin administration to be completed before a qualified medication aide may administer insulin."

Page 2, line 41, after "employed" insert ":

(A)".

Page 2, line 42, delete "insulin." and insert "**insulin;**

(B) retains documentation that the qualified medication aide has completed the optional training module described in section 11(c)(2) of this chapter; and

(C) notifies each patient upon admission to the health facility that the health facility may allow qualified medication aides to administer insulin.

(c) The state department may require a qualified medication aide who administers insulin under this section to annually complete not more than one (1) hour of inservice training specific to administration of insulin."

Page 3, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE JULY 1, 2019] (a) The state department of health, not later than December 31, 2019, shall approve at least one (1) program for education and the optional training module described in IC 16-28-1-11(c), as amended by this act.

(b) This SECTION expires July 1, 2020."

Renumber SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1652 as introduced.)

KIRCHHOFER

Committee Vote: yeas 12, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1652 be amended to read as follows:

Page 2, line 37, delete "residents" and insert "**a specific patient**".

(Reference is to HB 1652 as printed February 15, 2019.)

LINDAUER

