

PROPOSED AMENDMENT

HB 1327 # 10

DIGEST

Reporting; repeated violations; audits. Changes the agency to which a physician group practice is required to report certain information from the professional licensing agency to the Indiana department of health. Requires insurers, third party administrators, and pharmacy benefit managers to disclose ownership interest of at least 10% (current language requires 5%). Allows auditing to occur two times per calendar year (rather than at least two times per calendar year). Removes language requiring certain information to be identified in a report by therapeutic category. Removes language concerning taking action for repeated violations.

- 1 Page 1, line 5, delete "IC 25-22.5-18-5,".
- 2 Page 2, line 33, after "hospital" insert "**and physician group**
- 3 **practice**".
- 4 Page 2, line 39, delete "hospital." and insert "**hospital or physician**
- 5 **group practice**".
- 6 Page 3, line 17, delete "A personal" and insert "An".
- 7 Page 3, line 18, delete "the department of insurance." and insert "a
- 8 **regulating state agency**".
- 9 Page 3, line 23, delete "Indiana".
- 10 Page 3, line 24, delete "professional licensing agency and the".
- 11 Page 3, line 27, delete "chapter, IC 25-22.5-18-3," and insert
- 12 "**chapter**".
- 13 Page 3, line 33, delete ":" and insert "**department of insurance**
- 14 **under IC 27-1-4.5-6**".
- 15 Page 3, delete lines 34 through 36.
- 16 Page 3, line 38, delete "a hospital that" and insert "**the following**:"
- 17 (1) **A hospital that violates section 3 of this chapter, a fine of**
- 18 **one thousand dollars (\$1,000) per day for which the report is**
- 19 **past due.**
- 20 (2) **A physician group practice as follows:**
- 21 (A) **A physician group practice that:**
- 22 (i) **has more than five (5) physicians as practitioners in**
- 23 **the physician group practice; and**
- 24 (ii) **violates section 3 of this chapter;**

- 1 **a fine of one thousand dollars (\$1,000) per day for which**
 2 **the report is past due.**
- 3 **(B) A physician group practice that:**
- 4 **(i) has five (5) physicians or less as practitioners in the**
 5 **physician group practice; and**
- 6 **(ii) violates section 3 of this chapter;**
- 7 **a fine of one hundred dollars (\$100) per day for which the**
 8 **report is past due. A fine assessed under this clause may**
 9 **not exceed ten thousand dollars (\$10,000) in a calendar**
 10 **year."**
- 11 Page 3, delete lines 39 through 40.
- 12 Page 4, delete lines 3 through 5.
- 13 Page 4, line 14, after "hospitals" insert "**and physician group**
 14 **practices"**.
- 15 Page 4, line 18, delete "." and insert "**and physician group**
 16 **practices."**
- 17 Page 4, delete lines 19 through 42.
- 18 Delete page 5.
- 19 Page 6, delete lines 1 through 21.
- 20 Page 7, line 13, delete "five percent (5%);" and insert "**ten percent**
 21 **(10%);"**.
- 22 Page 7, line 38, delete "department of insurance." and insert
 23 **"department."**
- 24 Page 8, line 2, delete "and the Indiana professional licensing
 25 agency".
- 26 Page 8, line 5, delete "chapter, IC 16-19-18-3, and IC 25-22.5-18-3;"
 27 and insert "**this chapter and IC 16-19-18-3;**".
- 28 Page 8, delete lines 20 through 25.
- 29 Page 9, line 18, strike "at least".
- 30 Page 9, line 20, delete ":" and insert "**data specific to the contract**
 31 **holder:"**.
- 32 Page 9, line 23, delete "The information provided under".
- 33 Page 9, delete line 24.
- 34 Page 9, line 25, delete "therapeutic category".
- 35 Page 10, line 16, after "manager;" insert "**or"**.
- 36 Page 10, line 18, delete "~~subsection;~~" and insert "~~subsection."~~".
- 37 Re-number all SECTIONS consecutively.
 (Reference is to HB 1327 as printed January 30, 2024.)