

## **IC 16-46-5**

### **Chapter 5. Indiana Health Care Professional Recruitment and Retention Fund**

#### **IC 16-46-5-1**

##### **Community or migrant health center**

Sec. 1. As used in this chapter, "community or migrant health center" means a nonprofit corporation that:

- (1) provides primary health care services to indigent persons on a sliding fee scale basis; and
- (2) is consumer governed.

*As added by P.L.2-1993, SEC.29.*

#### **IC 16-46-5-2**

##### **Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

#### **IC 16-46-5-3**

##### **Fund**

Sec. 3. As used in this chapter, "fund" refers to the Indiana health care professional recruitment and retention fund.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.2.*

#### **IC 16-46-5-4**

##### **Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

#### **IC 16-46-5-5**

##### **Maternal and child health clinic**

Sec. 5. As used in this chapter, "maternal and child health clinic" means a clinic that provides quality, comprehensive prenatal, child health, or family services to a person who would otherwise be unable to obtain these services due to financial or geographic barriers.

*As added by P.L.2-1993, SEC.29.*

#### **IC 16-46-5-6**

##### **Shortage area**

Sec. 6. As used in this chapter, "shortage area" means a county, city, town, census tract, or township designated by the state department as underserved by health care professionals under section 7 of this chapter.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.3.*

#### **IC 16-46-5-7**

##### **Designation of areas underserved by health care professionals**

Sec. 7. The state department shall annually adopt the federal designation of the counties, cities, towns, census tracts, and townships in Indiana that are underserved by specific types of health care professionals as determined by the state department. The state department shall rank these areas according to the degree each area

is underserved by health care professionals.  
*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.4.*

#### **IC 16-46-5-8**

##### **Establishment and use of fund**

Sec. 8. (a) The Indiana health care professional recruitment and retention fund is established. The purpose of the fund is to provide loan repayment for student loans incurred by health care professionals to encourage the delivery of health care in shortage areas. The state department shall administer the fund.

(b) The fund consists of the following:

- (1) Appropriations by the general assembly.
- (2) Repayments by loan recipients from the Indiana medical and nursing distribution loan fund under IC 25-22.5-9 (repealed July 1, 1987).
- (3) Gifts to the fund.
- (4) Grants from public or private sources.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(e) The fund shall be used to do the following:

- (1) Provide loan repayment under this chapter.
- (2) Pay the costs incurred by the state department in administering this chapter.

The administrative costs paid from the fund under subdivision (2) may not exceed thirty thousand dollars (\$30,000) per year.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.5; P.L.122-2012, SEC.8.*

#### **IC 16-46-5-9**

##### **Health care professional eligible for loan repayment**

Sec. 9. In order to be eligible for loan repayment for student loans, a health care professional must meet all of the following conditions:

- (1) Hold an unlimited license to practice a health care profession in Indiana that has been declared by the state department to be eligible for loan repayment in a specified fiscal year.
- (2) Practice in a shortage area in a health care profession that has been declared eligible by the state department for loan repayment in a specified fiscal year.
- (3) Either:
  - (A) enter into an agreement with the state department; or
  - (B) provide the state department with a copy of an agreement that the health professional has entered into with a provider in a shortage area;  
to practice in the shortage area for at least one (1) year.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.6; P.L.122-2012, SEC.9.*

**IC 16-46-5-10**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-11**

**Application forms**

Sec. 11. A health care professional must apply for a loan repayment on an application form supplied by the state department. *As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.7.*

**IC 16-46-5-12**

**Determination of eligibility and extent of shortages**

Sec. 12. The state department shall consider each application and determine the following:

- (1) The eligibility of the applicant for the program under which the application is submitted.
- (2) The extent to which the shortage area or eligible entity located in a shortage area is underserved, according to the rank given the shortage area under section 7 of this chapter.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.8.*

**IC 16-46-5-13**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-13.5**

**Annual loan repayment for student grants**

Sec. 13.5. The state department may award an annual loan repayment in an amount not greater than the documented amount of the student loans incurred by a health care professional.

*As added by P.L.72-2001, SEC.9.*

**IC 16-46-5-14**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-15**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-16**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-17**

**Repealed**

*(Repealed by P.L.72-2001, SEC.11.)*

**IC 16-46-5-18**

**Annual reports**

Sec. 18. The state department shall file an annual report with the governor and the general assembly on the following:

- (1) The receipt, disbursement, and use of funds.
- (2) The identification of shortage areas.
- (3) The number of applications for loan repayment by the following categories:
  - (A) Profession.
  - (B) Specialty.
  - (C) Underserved area to be served.
- (4) The number and amount of loan repayments provided by the state department.

A report filed under this section with the general assembly must be in an electronic format under IC 5-14-6.

*As added by P.L.2-1993, SEC.29. Amended by P.L.72-2001, SEC.10; P.L.28-2004, SEC.141.*

### **IC 16-46-5-19**

#### **Rules**

Sec. 19. (a) The state department shall adopt rules under IC 4-22-2 necessary to carry out this chapter.

(b) The state department shall adopt rules under IC 4-22-2 to ensure that a loan repayment provided under this chapter complies with federal law and regulations.

*As added by P.L.2-1993, SEC.29. Amended by P.L.122-2012, SEC.10.*