

IC 12-16

ARTICLE 16. PAYMENT FOR HEALTH SERVICES OTHER THAN MEDICAID

IC 12-16-1

Chapter 1. Medical Services for Inmates and Patients

IC 12-16-1-1

"Affected agency" defined

Sec. 1. As used in this chapter, "affected agency" means any of the following:

- (1) The department of correction.
- (2) The state department of health.
- (3) The division of mental health and addiction.
- (4) The division of disability and rehabilitative services.

As added by P.L.2-1992, SEC.10. Amended by P.L.40-1994, SEC.22; P.L.215-2001, SEC.46; P.L.141-2006, SEC.56.

IC 12-16-1-2

"Covered medical services" defined

Sec. 2. As used in this chapter, "covered medical services" refers to medical services that meet the following qualifications:

- (1) Cost more than one hundred fifty dollars (\$150).
- (2) Are provided to a committed individual or patient of an institution under the jurisdiction of an affected agency.
- (3) Are provided outside of an institution under the jurisdiction of an affected agency.

As added by P.L.2-1992, SEC.10.

IC 12-16-1-3

Rules; adoption; requisites

Sec. 3. (a) The division shall, with the advice of the division's medical staff, representatives of affected agencies, and other individuals selected by the director of the division, adopt rules under IC 4-22-2 to do the following:

- (1) Provide for prior review and approval of covered medical services, including special review and approval procedures for emergency covered medical services.
- (2) Establish limitations consistent with medical necessity on the duration of services to be provided.
- (3) Specify the amount of and method for reimbursement for services.
- (4) Specify the conditions under which payments will be denied and improper payments will be recovered.

(b) To the extent possible, rules adopted under this section must be consistent with Title XIX of the federal Social Security Act and with IC 12-15-21-2 and IC 12-15-21-3.

As added by P.L.2-1992, SEC.10.

IC 12-16-1-4

Contract for services; same contractor requirement

Sec. 4. (a) The division shall contract with the same contractor with which the office contracts under IC 12-15-30 to provide administrative and fiscal services to implement this chapter.

(b) A contract for services is not subject to IC 5-22.

As added by P.L.2-1992, SEC.10. Amended by P.L.49-1997, SEC.45.

IC 12-16-1-5

Payment for covered medical services; requirements

Sec. 5. Payment for covered medical services approved by the fiscal agent shall be paid:

(1) from money for the Medicaid program if the requirements of IC 12-15 are met; or

(2) if a payment cannot be made under subdivision (1), from a state appropriation either made for an affected agency or for covered medical services for all affected agencies.

As added by P.L.2-1992, SEC.10.