

Emergency Rule
LSA Document #22-8(E)

DIGEST

Temporarily adds provisions concerning reporting of abortion complications. Statutory authority: [IC 4-22-2-37.1](#); [IC 16-19-3-5](#); [IC 16-34-2-4.7](#). Effective January 12, 2022.

SECTION 1. **The definitions in this document apply throughout this document.**

SECTION 2. **"Abortion complication" means a condition listed in [IC 16-34-2-4.7](#) that, in the reasonable medical judgment of the treating provider, arises from the induction or performance of an abortion.**

SECTION 3. **"Department" means the Indiana department of health.**

SECTION 4. **"Facility" means the following:**

- (1) **A hospital licensed under [IC 16-21](#).**
- (2) **An abortion clinic licensed under [IC 16-21-2-2.5](#).**

SECTION 5. **(a) The following persons shall report to the department each case in which the person treated a patient suffering from an abortion complication:**

- (1) **A physician licensed under [IC 25-22.5](#).**
- (2) **A facility.**

(b) In the case of a physician treating a patient at a facility, the physician and the facility are not required to separately report the same abortion complication. The physician and the facility must have a process in place to assure that the required report is made in compliance with this document and [IC 16-34-2-4.7](#).

SECTION 6. **(a) A report of an abortion complication shall be submitted to the department within thirty (30) calendar days of the date of onset of treatment for the reported complication.**

(b) The report shall:

- (1) **include the information required by [IC 16-34-2-4.7](#); and**
- (2) **be made on the form prescribed by the department.**

(c) A new report shall be made for any follow-up visits in which a new abortion complication is diagnosed and treated. The new report shall be submitted within thirty (30) days of the follow-up visit.

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