

# STATE OF INDIANA

## EXECUTIVE DEPARTMENT INDIANAPOLIS

24-03

### EXECUTIVE ORDER

FOR: **POSTPONING THE EXPIRATION OF CERTAIN ADMINISTRATIVE RULES**

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, on September 18, 2023, I authorized the Indiana Department of Insurance to proceed with a proposed provisional rule under Indiana Code § 4-22-2-37.1 concerning the Indiana all payer claims database;

WHEREAS, in so doing, I found that the proposed provisional rule was necessary to avoid an imminent and substantial violation of Ind. Code ch. 27-1-44.5, as an emergency rule adopted in June 2023 to implement that chapter was set to expire on September 23, 2023 before a final rule could take effect;

WHEREAS, the proposed provisional rule became LSA Document #23-678 ("IDOI Provisional Rule"), effective September 23, 2023, and temporarily added a rule concerning the Indiana all payer claims database and otherwise implementing Ind. Code ch. 27-1-44.5;

WHEREAS, the IDOI Provisional Rule expires March 21, 2024, and a final rule implementing Ind. Code ch. 27-1-44.5, though close to being finalized, will not be completed prior to that date; and

WHEREAS, Indiana Code § 4-22-2.3-2 provides that, before a provisional rule expires, the Governor may, by executive order, authorize the extension of the provisional rule under the interim procedures described in Ind. Code § 4-22-2-37.2, if the Governor determines and finds that the provisional circumstances justifying the provisional rule continue to exist:

NOW, THEREFORE, I, Eric J. Holcomb, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby:

1. Determine and find that the provisional circumstances justifying the IDOI Provisional Rule continue to exist, as a final rule implementing Ind. Code ch. 27-1-44.5 will not be completed before the expiration of the IDOI Provisional Rule; and
2. Authorize the extension of the IDOI Provisional Rule under the interim procedures described in Ind. Code § 4-22-2-37.2, until no later than September 30, 2024, with the aim to complete the final rule well in advance of that date.



IN TESTIMONY WHEREOF, I, Eric J. Holcomb, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana, on this 20th day of March, 2024.



Eric J. Holcomb  
Governor of Indiana

ATTEST: 

Diego Morales, Secretary of State