

**BEFORE THE INDIANA STATE DEPARTMENT OF HEALTH**

**AN ADMINISTRATIVE RULES HEARING  
LSA DOCUMENT #15-152**

**HEARING OFFICER REPORT**

This matter came before the duly appointed Hearing Officer, Kelly MacKinnon, on the 17<sup>th</sup> day of September at 1:30 p.m., at the Indiana State Department of Health (ISDH), 2 North Meridian Street, Indianapolis, Indiana.

Notice of time and place of the hearing was given as provided by law by publishing on August 24, 2015, in the *Indianapolis Star* and by publishing in the *Indiana Register* dated August 26, 2015. Proof of publication of this notice has been received by the ISDH and the notice and proof are hereby incorporated into the record of this cause by reference and placed in the official files of the ISDH.

**ORAL STATEMENT**

Suzannah Overholt  
Chief Operating Officer  
Planned Parenthood of Indiana and Kentucky

Ms. Overholt inquired whether ISDH had received the comment Planned Parenthood of Indiana and Kentucky and submitted through email. ISDH was not aware of the comment so she was asked to submit the comment again to the hearing officer.

**No written statements were submitted at the hearing.**

ISDH received one written comment from Planned Parenthood of Indiana and Kentucky which is attached as part of this report. The record was left open until September 18, 2015. Dated at Indianapolis, Indiana this 21<sup>st</sup> day of September, 2015.



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Kelly MacKinnon  
Hearing Officer

**MacKinnon, Kelly**

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**From:** Patti Stauffer [patti.stauffer@ppink.org]  
**Sent:** Tuesday, August 25, 2015 4:16 PM  
**To:** ISDH Public Comments (Legal)  
**Cc:** Suzannah Wilson Overholt  
**Subject:** LSA #15-152 Public Comment

\*\*\*\* This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\*\*

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To Whom it May Concern: I would like to suggest the following modifications to Sec 1 (a) and Sec 1 (d) of the draft rule for the disposition of aborted remains to provide additional clarification.

Rule 2. Disposition of Aborted Remains

410 IAC 35-2-1 Disposition of aborted remains

Sec. 1. (a) Each facility shall provide for the disposition of an aborted fetus by **any one or more** of the following methods....

(d) This article does not apply when the patient elects to receive the aborted fetus pursuant to IC 16-34-3 **nor when the patient elects a medication abortion procedure**

Thank you for your consideration. Patti Stauffer

**LSA #15-152 Disposition of Aborted Remains**

<b>LSA document number</b>		LSA# 15-152
<b>Description of rule</b>		Adds 410 IAC 35 to add definitions and specify the disposal standards to be use by abortion clinics and health care facilities to dispose of aborted remains.
<b>Notice of intent</b>	5/27/2015	<a href="http://www.in.gov/legislative/iac/20150527-IR-410150152NIA.xml.pdf">http://www.in.gov/legislative/iac/20150527-IR-410150152NIA.xml.pdf</a>
<b>Submit comments Online</b>		Comments may be emailed to: <a href="mailto:rulepubliccomments@isdh.in.gov">rulepubliccomments@isdh.in.gov</a>



Planned Parenthood of Indiana and Kentucky

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