



Michael R. Pence  
Governor

Jerome M. Adams, MD, MPH  
State Health Commissioner

DATE: September 23, 2015

TO: Executive Board  
Indiana State Department of Health

FROM: Eric Miller *EM*  
Chief of Staff  
Indiana State Department of Health

RE: Declaration of Emergency and Adoption of Emergency Rules for the Disposition of Aborted Remains

In Senate Enrolled Act 329, the Indiana Legislature declared an emergency for the treatment of aborted remains and directed the Indiana State Department of Health to adopt emergency rules concerning the disposition of aborted remains by July 1, 2015. At the June 24 Executive Board meeting, the Board adopted an emergency rule which was effective for 90 days. The emergency rule can be extended for another 90 days to cover the time until the permanent rule is effective.

The Indiana State Department of Health requests that the Executive Board, at the Board's September 30, 2015 meeting, declare that a rule is necessary to meet an emergency and extend the proposed emergency rule for the disposition of aborted remains, effective September 30, 2015. The emergency rule would add definitions and specify the disposal standards to be used by abortion clinics and health care facilities to dispose of aborted remains. Minor changes have been made between the initial emergency rule and the extension. The initial rule provided for a period of time to allow regulated entities to come into compliance. That provision has been removed because all regulated are now required to be in compliance.