

Rep. Nord, Rock. 1
Rep. R. Holden, Hills. 7
Rep. Nevins, Rock. 15
October 30, 2009
2009-2462h
09/01

Amendment to HB 569-FN

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT clarifying insurance coverage for diagnosis and treatment of pervasive
4 developmental disorder or autism.
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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 New Paragraph; Coverage for Certain Biologically-Based Mental Illnesses. Amend RSA 417-
9 E:1 by inserting after paragraph V the following new paragraph:

10 VI. Nothing in this section shall be construed to affect any obligation to provide services to
11 an individual under an individualized family service plan or an individualized education program, as
12 required under the federal Individuals With Disabilities Education Act, or the provision of services to
13 an individual under any other federal or state law.

14 2 New Section; Coverage for Treatment of Pervasive Developmental Disorder or Autism. Amend
15 RSA 417-E by inserting after section 1 the following new section:

16 417-E:2 Coverage for Treatment of Pervasive Developmental Disorder or Autism

17 I. For the purposes of this chapter, treatment of pervasive developmental disorder or autism
18 as required under RSA 417-E:1, III(h) shall include the following medically necessary care prescribed
19 by a licensed physician, advanced practice registered nurse, psychologist, or clinical social worker:

20 (a) Professional services and treatment programs, including applied behavioral analysis,
21 provided by a pervasive developmental disorder or autism service provider to produce socially
22 significant improvements in human behavior or to prevent loss of attained skill or function;

23 (b) Medications and any health-related service necessary to determine the need or
24 effectiveness of the medications;

25 (c) Direct or consultative services provided by a licensed psychiatrist, advanced practice
26 registered nurse, psychologist, or clinical social worker; and

27 (d) Services provided by a licensed speech therapist, occupational therapist, or physical
28 therapist.

29 II. Treatment, including frequency and duration of treatment, shall be covered in accordance
30 with a written plan signed by a licensed physician, advanced practice registered nurse, or
31 psychologist stating that the treatment is medically necessary for the patient and is consistent with

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1 nationally recognized treatment standards for the condition such as those set forth by the American
2 Academy of Pediatrics. Coverage shall not be denied on the basis that services are habilitative in
3 nature. The benefits included in this section shall be subject to the terms and conditions of the
4 policy and shall be no less extensive than coverage provided for similar conditions or illnesses.

5 3 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill clarifies the insurance coverage required for diagnosis and treatment of pervasive developmental disorder or autism.