

S.B. 43

INSURANCE COVERAGE FOR AUTISM SPECTRUM DISORDERS - CLAY'S LAW

SENATE FLOOR AMENDMENTS

AMENDMENT 3

FEBRUARY 26, 2009 3:00 PM

Senator **Howard A. Stephenson** proposes the following amendments:

1. *Page 1, Lines 10 through 11*

Senate Committee Amendments

2-13-2009:

10 This bill amends the Accident and Health Insurance part of the Insurance Code to

11 ~~{provide}~~ require an insurer that provides a health benefit plan to offer coverage for treatment of
autism spectrum disorders.

2. *Page 1, Lines 15 through 16*

Senate Committee Amendments

2-13-2009:

15 ▶ requires that ~~§→ [an accident or health insurance policy that provides a health insurance~~

16 ~~benefit]~~ an insurer that provides a health benefit plan ~~←§~~ shall ~~{provide}~~ offer coverage for
treatment of autism spectrum disorders;

3. *Page 1, Line 19*

Senate Committee Amendments

2-13-2009:

19 required ~~{by}~~ to be offered under this bill; and

4. *Page 1, Lines 24 through 25*

Senate Committee Amendments

2-13-2009:

24 Other Special Clauses:

25 ~~{None}~~ This bill coordinates with H.B. 188 by providing substantive amendments.

5. *Page 3, Lines 59 through 64:*

59 (2) ~~§→ [An accident or health insurance policy that provides a health insurance benefit]~~ ~~{A}~~ An
insurer that provides a

59a health benefit plan ~~←§~~ shall

60 ~~{provide}~~ offer coverage for treatment of autism spectrum disorders in accordance with the

61 requirements of this section and rules made by the commissioner under this section.

62 (3) The commissioner shall make rules, in accordance with Title 63G, Chapter 3, Utah
63 Administrative Rulemaking Act, that set minimum standards ~~{of}~~ for the coverage , described in
this bill, for the treatment of
64 autism spectrum disorders.

6. Page 3, Lines 69 through 71
Senate Committee Amendments
2-13-2009:

69 (5) Subject to Subsection (6), ~~§→ [an accident or health insurance policy that provides a~~
70 ~~health insurance benefit] {-a}~~ an insurer that offers a health benefit plan ~~←§~~ shall
~~{provide}~~ offer coverage for the provision of early
70a intensive behavior
71 therapy for a person with an autism spectrum disorder of at least:

7. Page 3, Lines 72 through 74
Senate Committee Amendments
2-13-2009:

72 (a) ~~{ \$50,000 }~~ \$35,000 annually for a child who is less than nine years old; and
73 (b) ~~{ \$25,000 }~~ \$17,500 annually for a child who is at least nine years old, but less than 17 years
74 old.

8. Page 3, Line 78:

After line 78 insert:

"Section 2. **Coordinating S.B. 43 with H.B. 188 -- Substantive amendments.**

If this S.B. 43 and H.B. 188, Health System Reform - Insurance Market, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel shall prepare the Utah Code database for publication by:

(1) amending Subsection 31A-22-724(3)(b)(vi) to read as follows:

"(vi) coverage mandates enacted after January 1, 2009, except:

(A) coverage mandates that are required by federal law; and

(B) the insurance mandate related to autism spectrum disorders, described in Section 31A-22-636."; and

(2) amending Subsection 31A-30-109(1)(b)(ii) to read as follows:

"(ii) excludes some or all of the mandates described in Subsection 31A-22-724(3), except for the mandate related to autism spectrum disorders, described in Section 31A-22-636."."