

HOUSE No. 916

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to provide early and periodic screening, diagnosis and treatment to privately insured children under the age of 21.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Michael D. Brady</i>	<i>9th Plymouth</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>
<i>Karen E. Spilka</i>	<i>Second Middlesex and Norfolk</i>

HOUSE No. 916

By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 916) of Sean Garballey and others relative to coverage standards for children under private insurance . Financial Services.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to provide early and periodic screening, diagnosis and treatment to privately insured children under the age of 21.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 32A of the General Laws is hereby amended by inserting after
2 section 17J the following section:-

- 3
- 4 Section 17K. The commission shall cover early and periodic screening, diagnosis and
5 treatment (EPSDT) services for children and adolescents under age 21 in a manner equal to the
6 amount, duration and scope of those services provided to Medicaid children and adolescents as
7 required by 42 USC §1396(a)10A, §1396(a)(a)(43), §1396d(a)(4)(B) and §1396d(r).

- 8
- 9 SECTION 2. Chapter 175 of the General Laws is hereby amended by inserting after section
10 47BB the following section:-

- 11
- 12 Section 47CC. An individual policy of accident and sickness insurance issued under section
13 108 that provides hospital expense and surgical expense insurance and any group blanket or
14 general policy of accident and sickness insurance issued under section 110 that provides hospital
15 expense and surgical expense insurance, which is issued or renewed within or without the
16 commonwealth, shall cover early and periodic screening, diagnosis and treatment (EPSDT)
17 services for children and adolescents under age 21 in a manner equal to the amount, duration and
18 scope of those services provided to Medicaid children and adolescents as required by 42 USC
19 §1396(a)10A, §1396(a)(a)(43), §1396d(a)(4)(B) and §1396d(r).

- 20
- 21 SECTION 3. Chapter 176A of the General Laws is hereby amended by inserting after section

22 8EE the following section:-

23

24 Section 8FF. A contract between a subscriber and the corporation under an individual or group
25 hospital service plan which is issued or renewed within or without the commonwealth shall
26 cover early and periodic screening, diagnosis and treatment (EPSDT) services for children and
27 adolescents under age 21 in a manner equal to the amount, duration and scope of those services
28 provided to Medicaid children and adolescents as required by 42 USC §1396(a)10A,
29 §1396(a)(a)(43), §1396d(a)(4)(B) and §1396d(r).

30

31 SECTION 4. Chapter 176B of the General Laws is hereby amended after section 4EE the
32 following section:-

33 Section 4FF. A subscription certificate under an individual or group medical service agreement
34 which is issued or renewed within or without the commonwealth shall cover early and periodic
35 screening, diagnosis and treatment (EPSDT) services for children and adolescents under age 21
36 in a manner equal to the amount, duration and scope of those services provided to Medicaid
37 children and adolescents as required by 42 USC §1396(a)10A, §1396(a)(a)(43), §1396d(a)(4)(B)
38 and §1396d(r).

39

40 SECTION 5. Chapter 176G of the General Laws is hereby amended by inserting after section
41 4W the following section:-

42 Section 4X. A health maintenance contract issued or renewed within or without the
43 commonwealth shall cover early and periodic screening, diagnosis and treatment (EPSDT)
44 services for children and adolescents under age 21 in a manner equal to the amount, duration and
45 scope of those services provided to Medicaid children and adolescents as required by 42 USC
46 §1396(a)10A, §1396(a)(a)(43), §1396d(a)(4)(B) and §1396d(r).

47

48 SECTION 6. Chapter 176I of the General Laws is hereby amended by adding the following
49 section:-

50 Section 13. An organization entering into a preferred provider contract shall cover early and
51 periodic screening, diagnosis and treatment (EPSDT) services for children and adolescents under
52 age 21 in a manner equal to the amount, duration and scope of those services provided to
53 Medicaid children and adolescents as required by 42 USC §1396(a)10A, §1396(a)(a)(43),
54 §1396d(a)(4)(B) and §1396d(r).

55

56 SECTION 7. This act shall apply to all policies, contracts and certificates of health insurance
57 subject to chapters 32A, 175, 176A, 176B, 176G and 176I of the General Laws which are
58 delivered, issued or renewed on or after December 31, 2016.

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