

# SENATE BILL No. 360

March 11, 2009, Introduced by Senators HUNTER, BARCIA, WHITMER, THOMAS, GLEASON, SCOTT, BRATER and CLARKE and referred to the Committee on Economic Development and Regulatory Reform.

A bill to amend 1980 PA 350, entitled  
"The nonprofit health care corporation reform act,"  
(MCL 550.1101 to 550.1704) by adding section 416e.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 416E. (1) A HEALTH CARE CORPORATION GROUP OR NONGROUP  
2        CERTIFICATE SHALL PROVIDE COVERAGE FOR THE SCREENING, DIAGNOSIS,  
3        AND TREATMENT OF AUTISM SPECTRUM DISORDER, INCLUDING, BUT NOT  
4        LIMITED TO, COVERAGE FOR SPEECH THERAPY, OCCUPATIONAL THERAPY,  
5        PHYSICAL THERAPY, PSYCHOLOGICAL SERVICES, PSYCHIATRIC SERVICES, AND  
6        APPLIED BEHAVIOR ANALYSIS, AS PRESCRIBED OR ORDERED BY THE MEMBER'S  
7        TREATING PHYSICIAN OR PSYCHOLOGIST.

8        (2) COVERAGE FOR AUTISM SPECTRUM DISORDER UNDER THIS SECTION  
9        IS SUBJECT TO THE SAME TERMS AND CONDITIONS THAT THE HEALTH CARE  
10       CORPORATION APPLIES TO THE TREATMENT OF OTHER DISORDERS, EXCEPT AS  
11       FOLLOWS:

1 (A) TREATMENT SHALL NOT BE LIMITED OR DENIED ON THE BASIS THAT  
2 IT IS HABILITATIVE IN NATURE.

3 (B) TREATMENT SHALL NOT BE SUBJECT TO VISIT LIMITS.

4 (3) IF A MEMBER IS RECEIVING TREATMENT FOR AUTISM SPECTRUM  
5 DISORDER, A HEALTH CARE CORPORATION MAY REQUEST A REVIEW OF THAT  
6 TREATMENT NOT MORE THAN ONCE EVERY 6 MONTHS UNLESS THE HEALTH CARE  
7 CORPORATION AND THE MEMBER'S TREATING PHYSICIAN OR PSYCHOLOGIST  
8 AGREE THAT A MORE FREQUENT REVIEW IS NECESSARY. THE COST OF  
9 OBTAINING THIS REVIEW SHALL BE BORNE BY THE HEALTH CARE  
10 CORPORATION.

11 (4) THIS SECTION SHALL NOT BE CONSTRUED AS LIMITING BENEFITS  
12 THAT ARE OTHERWISE AVAILABLE TO A MEMBER WITH AUTISM SPECTRUM  
13 DISORDER.

14 (5) AS USED IN THIS SECTION:

15 (A) "APPLIED BEHAVIOR ANALYSIS" MEANS THE DESIGN,  
16 IMPLEMENTATION, AND EVALUATION OF ENVIRONMENTAL MODIFICATIONS,  
17 USING BEHAVIORAL STIMULI AND CONSEQUENCES, TO PRODUCE SOCIALLY  
18 SIGNIFICANT IMPROVEMENT IN HUMAN BEHAVIOR, INCLUDING THE USE OF  
19 DIRECT OBSERVATION, MEASUREMENT, AND FUNCTIONAL ANALYSIS OF THE  
20 RELATIONS BETWEEN ENVIRONMENT AND BEHAVIOR.

21 (B) "AUTISM SPECTRUM DISORDER" MEANS ANY OF THE PERVASIVE  
22 DEVELOPMENTAL DISORDERS AS DEFINED BY THE MOST RECENT EDITION OF  
23 THE DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS (DSM),  
24 INCLUDING AUTISTIC DISORDER, ASPERGER'S DISORDER, AND PERVASIVE  
25 DEVELOPMENTAL DISORDER NOT OTHERWISE SPECIFIED.