

HOUSE No. 528

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 adoption 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>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>

HOUSE No. 528

By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 528) of Sean Garballey and others relative to coverage standards for children under private insurance. Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 856 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

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

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

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

17 SECTION 3. Chapter 176A of the General Laws is hereby amended by inserting after
18 section 8EE the following section:-

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

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

27 Section 4FF. A subscription certificate under an individual or group medical service
28 agreement which is issued or renewed within or without the commonwealth shall cover early and
29 periodic screening, diagnosis and treatment (EPSDT) services for children and adolescents under
30 age 21 in a manner equal to the amount, duration and scope of those services provided to

31 Medicaid children and adolescents as required by 42 USC §1396(a)10A, §1396(a)(a)(43),
32 §1396d(a)(4)(B) and §1396d(r).

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

35 Section 4X. A health maintenance contract issued or renewed within or without the
36 commonwealth shall cover early and periodic screening, diagnosis and treatment (EPSDT)
37 services for children and adolescents under age 21 in a manner equal to the amount, duration and
38 scope of those services provided to Medicaid children and adolescents as required by 42 USC
39 §1396(a)10A, §1396(a)(a)(43), §1396d(a)(4)(B) and §1396d(r).

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

42 Section 13. An organization entering into a preferred provider contract shall cover early
43 and periodic screening, diagnosis and treatment (EPSDT) services for children and adolescents
44 under age 21 in a manner equal to the amount, duration and scope of those services provided to
45 Medicaid children and adolescents as required by 42 USC §1396(a)10A, §1396(a)(a)(43),
46 §1396d(a)(4)(B) and §1396d(r).

47 SECTION 7. This act shall apply to all policies, contracts and certificates of health
48 insurance subject to chapters 32A, 175, 176A, 176B, 176G and 176I of the General Laws which
49 are delivered, issued or renewed on or after December 31, 2018.