

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

993V0562

HOUSE ENGROSSED NO. **SB 108** - 03/11/2014

**This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.**

Introduced by: Senator Rave and Representative Cronin

1 FOR AN ACT ENTITLED, An Act to establish the Autism Spectrum Disorder workgroup to  
2 study the impact of autism spectrum disorder on children in this state and to make  
3 recommendations to the Legislature on policies to effectively address the issue.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That chapter 2-6 be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 There is hereby created the Autism Spectrum Disorder (ASD) workgroup to study the  
8 impact of autism spectrum disorder on children in this state and to make recommendations to  
9 the Legislature on policies to effectively address the issue. The task force shall consist of the  
10 following fifteen members:

11 (1) The president pro tempore of the Senate shall appoint three members of the Senate;

12 (2) The speaker of the House of Representatives shall appoint three members of the  
13 House of Representatives;

14 (3) The president pro tempore of the Senate shall appoint the following two members:

15 (a) A certified medical professional with experience diagnosing and treating



1 autism spectrum disorder; and

2 (b) A representative from an insurance company that does not provide coverage  
3 of the treatment of autism spectrum disorder and applied behavioral analysis;

4 (4) The speaker of the House of Representatives shall appoint the following three  
5 members:

6 (a) A representative of an insurance company that provides coverage of the  
7 treatment of autism spectrum disorder, including applied behavioral analysis;  
8 and

9 (b) Two persons with, or who have a child with, autism spectrum disorder;

10 (5) A representative from the Department of Education with knowledge of the services  
11 available in K-12 for students with autism spectrum disorder;

12 (6) A representative from the Department of Social Services;

13 (7) A representative from the Department of Human Services; and

14 (8) A representative from the Department of Labor and Regulation, Division of  
15 Insurance.

16 Section 2. That chapter 2-6 be amended by adding thereto a NEW SECTION to read as  
17 follows:

18 The initial appointments shall be made no later than July 1, 2014, and shall serve until  
19 January 1, 2015, which shall be the end date for the workgroup. If there is a vacancy on the  
20 workgroup, the vacancy shall be filled in the same manner as the original appointment.

21 Section 3. That chapter 2-6 be amended by adding thereto a NEW SECTION to read as  
22 follows:

23 The workgroup shall study the current status of insurance coverage, services, provider  
24 licensing and certification requirements, and assistance available for individuals with autism

1 spectrum disorder in the state and make a report to the Executive Board of then Legislature. The  
2 report shall include available options that the state could pursue to ensure that individuals with  
3 autism spectrum disorder are able to access appropriate resources to live successful and  
4 independent lives including the anticipated costs, savings, and benefits to the state, the public,  
5 and individuals with autism spectrum disorder including the cost of requiring insurance plans  
6 to cover the screening, diagnosis, and treatment of autism spectrum disorder for children.

7 Section 4. The ASD workgroup shall be under the supervision of the Executive Board of the  
8 Legislative Research Council and staffed and funded as an interim legislative committee, not  
9 to exceed twenty-one thousand dollars.

10 Section 5. The ASD workgroup may contract with a consultant for the study required  
11 pursuant to this Act. The consultant must have demonstrated expertise in autism spectrum  
12 disorder and in evaluating the issues relating to the insurance coverage for the treatment of  
13 autism spectrum disorder for children.

14 Section 6. Any agency of the state or any organization that has a contract with the state shall  
15 cooperate with the ASD workgroup or its consultant for the purpose of providing facts, figures,  
16 data, projections, and other information needed to complete the study.