

90<sup>th</sup> Legislative Session – 2015

Committee: 190 A 03/12/2015 12:30:00 PM

Thursday, March 12, 2015

P - Present  
E - Excused  
A - Absent

Roll Call

P Stevens  
P Bartling  
P Munsterman, Chair  
P Brown  
P Sutton  
P Rave, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Rave, Chairman.

SB 190: clarify health coverage for applied behavior analysis.

Proponents: Kitty Kinsman, LifeScape  
Darla Pollman Rogers, America's Health Insurance Plans, Wellmark Blue Cross & Blue Shield  
Lisa Stanley, Parents For Autism Insurance Reform In SD  
Kim Malsam-Rysdon, Office of the Governor

MOTION: AMEND SB 190

190cf

On the House State Affairs Committee engrossed bill, delete amendment (190cb), thus restoring the bill to the Senate State Affairs Committee engrossed version.

On page 3, line 11 of the Senate State Affairs Committee engrossed version, after "analysis" insert "subject to the general care management provisions of the plan".

On page 3, line 13, delete everything after "shall" and insert "provide an annual maximum

benefit that may not be less than the following:".

On page 3, delete line 14.

On page 4, between line 9 and 10, insert:

" Section 8. Nothing in this Act may be construed to affect any obligation to provide services to a person under an individualized family service plan, an individualized education program, or an individualized service plan.".

On page 4, after line 13, insert:

" Section 9. There is hereby established the Applied Behavior Analysis Provider Workgroup, operated under the Department of Human Services, to advise and make recommendations to the Governor and the Legislature regarding the certification and licensure of applied behavior analysis therapy providers.

The workgroup shall consist of the following members appointed by the Governor by July 1, 2015: two members of the Senate; two members of the House of Representatives; two persons who have a family member with autism spectrum disorder; two persons who are behavior analysts certified by the National Behavior Analyst Certification Board, including one at a supervisory level; one licensed healthcare provider who provides other medical or therapy services to children with autism spectrum disorder; one representative from the Department of Human Services; one representative from the Department of Social Services; one representative from the Department of Education; one representative from the Department of Labor and Regulation; two persons representing health insurance carriers who offer health coverage in the state of South Dakota; and one person who serves as an executive director of a medical or therapy licensing board. The Department of Human Services representative will chair the workgroup.

The workgroup shall make a final report including a record of its discussions and recommendations to the Governor and to the Legislature by December 1, 2015.".

Moved by: Brown  
Second by: Munsterman  
Action: Prevailed by roll call vote. (6-0-0-0)

Voting Yes: Stevens, Bartling, Munsterman, Brown, Sutton, Rave

MOTION: AMEND TITLE OF SB 190

190ctc

On page 1, line 1, of the House State Affairs Committee engrossed bill, before "." insert ", and to establish the Applied Behavior Analysis Provider Workgroup".

Moved by: Brown  
Second by: Munsterman  
Action: Prevailed by roll call vote. (6-0-0-0)

Voting Yes: Stevens, Bartling, Munsterman, Brown, Sutton, Rave

MOTION: ADJOURN

Moved by: Sutton  
Second by: Brown  
Action: Prevailed by voice vote.

Dawn Koch  
Committee Secretary

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Tim Rave, Chair