

**HOUSE . . . . . No. 856****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:	DATE ADDED:
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>1/14/2015</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>9/4/2019</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>	<i>9/4/2019</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>9/4/2019</i>
<i>Ruth B. Balser</i>	<i>12th Middlesex</i>	<i>9/4/2019</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>9/4/2019</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>	<i>9/4/2019</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>9/4/2019</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>	<i>9/4/2019</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>	<i>9/4/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>9/4/2019</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>	<i>9/4/2019</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>9/4/2019</i>

# HOUSE . . . . . No. 856

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By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 856) of Sean Garballey and others relative to coverage standards for children under private insurance. Financial Services.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 916 OF 2013-2014.]

## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
\_\_\_\_\_

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)(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

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

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

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

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

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

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