

2009 ASSEMBLY BILL 789

March 2, 2010 – Introduced by Representatives Hintz, Gottlieb, Hixson, Turner, Brooks, Molepske Jr., Hilgenberg, Kaufert and Grigsby, cosponsored by Senators Wirch and Olsen. Referred to Committee on Insurance.

AN ACT *to amend* 632.895 (12m) (b) 4.; and *to create* 632.895 (12m) (b) 3m. of the statutes; **relating to:** insurance coverage of the services of behavior analysts for autism treatment.

Analysis by the Legislative Reference Bureau

Under current law, health insurance policies and self-insured governmental and school district health plans are required to cover a specified amount of intensive-level services and nonintensive-level services provided to an insured for the treatment of autism, Asperger's syndrome, and pervasive developmental disorder not otherwise specified as long as the treatment is prescribed by a physician and provided by any of the following providers who are qualified to provide intensive-level services or nonintensive-level services: a psychiatrist; a psychologist; a social worker who is certified or licensed to practice psychotherapy; a paraprofessional working under the supervision of any of those three types of providers; a professional working under the supervision of an outpatient mental health clinic; a speech-language pathologist; or an occupational therapist. This bill provides that the coverage must also apply to services provided by a behavior analyst, excluding an assistant behavior analyst, who is certified to practice behavior analysis by the Behavior Analyst Certification Board, Inc., or by a paraprofessional working under the supervision of such a behavior analyst, if the

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behavior analyst or paraprofessional is qualified to provide intensive—level services or nonintensive—level services.

The people of the state of Wisconsin,	represented in sen	nate and assembly, do
enact as follows:		

1	SECTION 1. 632.895 (12m) (b) 3m. of the statutes is created to read:
2	632.895 (12m) (b) 3m. A behavior analyst who is certified to practice behavior
3	analysis by the Behavior Analyst Certification Board, Inc., excluding a person who
4	is certified as an assistant behavior analyst.
5	SECTION 2. 632.895 (12m) (b) 4. of the statutes, as created by 2009 Wisconsin
6	Act 28, is amended to read:

632.895 **(12m)** (b) 4. A paraprofessional working under the supervision of a provider listed under subds. 1. to $3 \cdot 3m$.

SECTION 3. Initial applicability.

(1) If a disability insurance policy or a governmental self–insured health plan that is in effect on the effective date of this subsection contains a provision that is inconsistent with this act, this act first applies to that policy or plan on the date on which it is renewed.

14 (END)