

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1838 Session of 2017

INTRODUCED BY DAVIS, READSHAW, THOMAS, BOBACK, KAVULICH,
DONATUCCI, D. COSTA, DRISCOLL AND VAZQUEZ, OCTOBER 2, 2017

REFERRED TO COMMITTEE ON INSURANCE, OCTOBER 2, 2017

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An
2 act relating to insurance; amending, revising, and
3 consolidating the law providing for the incorporation of
4 insurance companies, and the regulation, supervision, and
5 protection of home and foreign insurance companies, Lloyds
6 associations, reciprocal and inter-insurance exchanges, and
7 fire insurance rating bureaus, and the regulation and
8 supervision of insurance carried by such companies,
9 associations, and exchanges, including insurance carried by
10 the State Workmen's Insurance Fund; providing penalties; and
11 repealing existing laws," in casualty insurance, providing
12 for coverage for treatment for autoimmune neuropsychiatric
13 disorders associated with streptococcal infections and
14 pediatric acute onset neuropsychiatric syndrome.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 Section 1. The act of May 17, 1921 (P.L.682, No.284), known
18 as The Insurance Company Law of 1921, is amended by adding a
19 section to read:

20 Section 635.8. Coverage for Treatment of Pediatric
21 Autoimmune Neuropsychiatric Disorders Associated with
22 Streptococcal Infections and Pediatric Acute Onset
23 Neuropsychiatric Syndrome.--(a) A group or individual policy of
24 health and accident insurance or managed care plan that is

1 amended, delivered, issued or renewed after the effective date
2 of this section shall provide coverage for treatment of
3 pediatric autoimmune neuropsychiatric disorders associated with
4 streptococcal infection and pediatric acute onset
5 neuropsychiatric syndrome, including the use of intravenous
6 immunoglobulin therapy.

7 (b) If, at any time, the United States Secretary of Health
8 and Human Services, or a successor officer, promulgates rules or
9 regulations to be published in the Federal Register or publishes
10 a comment in the Federal Register or issues an opinion,
11 guidance, or other action that would require the Commonwealth,
12 under any provision of the Patient Protection and Affordable
13 Care Act (Public Law 111-148, 124 Stat. 119), including 42
14 U.S.C. § 18031(d)(3)(B) (relating to affordable choices of
15 health benefits) or any successor provision, to defray the cost
16 of any coverage for pediatric autoimmune neuropsychiatric
17 disorders associated with streptococcal infections and pediatric
18 acute onset neuropsychiatric syndrome outlined in this section,
19 then the requirement that an insurer cover pediatric autoimmune
20 neuropsychiatric disorders associated with streptococcal
21 infections and pediatric acute onset neuropsychiatric syndrome
22 is inoperative other than any coverage authorized under section
23 1902 of the Social Security Act (42 U.S.C. § 1396a), and the
24 Commonwealth shall not assume any obligation for the cost of
25 coverage for pediatric autoimmune neuropsychiatric disorders
26 associated with streptococcal infections and pediatric acute
27 onset neuropsychiatric syndrome.

28 (c) As used in this section:

29 (1) "Pediatric acute onset neuropsychiatric syndrome" means
30 a clinical diagnosis given to children who have a sudden onset

1 of neuropsychiatric symptoms, including obsessive-compulsive
2 disorder and restricted food intake.

3 (2) "Pediatric autoimmune neuropsychiatric disorders
4 associated with streptococcal infections" means a clinical
5 diagnosis given to children who develop a sudden onset of
6 obsessive-compulsive disorder or involuntary purposeless
7 movements as a result of a streptococcal infection.

8 Section 2. This act shall take effect in 60 days.