



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3397

Introduced 2/22/2021, by Rep. Deanne M. Mazzochi

SYNOPSIS AS INTRODUCED:

215 ILCS 5/356z.25
410 ILCS 50/3.5 new

Amends the Illinois Insurance Code to prohibit an individual or group policy of accident and health insurance or managed care plan from imposing a deductible, coinsurance, copayment, or any other cost-sharing requirement on coverage of diagnostic testing for a pediatric autoimmune neuropsychiatric disorder if such diagnostic testing is ordered by a physician. Provides that an individual or group policy of accident and health insurance or managed care plan is not required to cover diagnostic testing for a pediatric autoimmune neuropsychiatric disorder if a physician indicates that such diagnostic testing is requested by a guardian, authorized representative, or parent of a minor patient. Amends the Medical Patient Rights Act. Provides that a physician may not refuse a request of a guardian, authorized representative, or parent of a minor patient for minimally invasive diagnostic testing for pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections and pediatric acute-onset neuropsychiatric syndrome.

LRB102 14484 BMS 19837 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Insurance Code is amended by
5 changing Section 356z.25 as follows:

6 (215 ILCS 5/356z.25)

7 Sec. 356z.25. Coverage for treatment of pediatric
8 autoimmune neuropsychiatric disorders associated with
9 streptococcal infections and pediatric acute onset
10 neuropsychiatric syndrome. A group or individual policy of
11 accident and health insurance or managed care plan that is
12 amended, delivered, issued, or renewed after July 18, 2017
13 (the effective date of Public Act 100-24) shall provide
14 coverage for treatment of pediatric autoimmune
15 neuropsychiatric disorders associated with streptococcal
16 infections and pediatric acute-onset neuropsychiatric
17 syndrome, including, but not limited to, the use of
18 intravenous immunoglobulin therapy.

19 For billing and diagnosis purposes, pediatric autoimmune
20 neuropsychiatric disorders associated with streptococcal
21 infections and pediatric acute onset neuropsychiatric syndrome
22 shall be coded as autoimmune encephalitis until the American
23 Medical Association and the Centers for Medicare and Medicaid

1 Services create and assign a specific code for pediatric
2 autoimmune neuropsychiatric disorders associated with
3 streptococcal infections and pediatric acute onset
4 neuropsychiatric syndrome. Thereafter, pediatric autoimmune
5 neuropsychiatric disorders associated with streptococcal
6 infections and pediatric acute onset neuropsychiatric syndrome
7 may be coded as autoimmune encephalitis, pediatric autoimmune
8 neuropsychiatric disorders associated with streptococcal
9 infections, or pediatric acute onset neuropsychiatric
10 syndrome.

11 If, at any time, the Secretary of the United States
12 Department of Health and Human Services, or its successor
13 agency, promulgates rules or regulations to be published in
14 the Federal Register or publishes a comment in the Federal
15 Register or issues an opinion, guidance, or other action that
16 would require the State, pursuant to any provision of the
17 Patient Protection and Affordable Care Act (Public Law
18 111-148), including, but not limited to, 42 U.S.C.
19 18031(d)(3)(B) or any successor provision, to defray the cost
20 of any coverage for pediatric autoimmune neuropsychiatric
21 disorders associated with streptococcal infections and
22 pediatric acute onset neuropsychiatric syndrome outlined in
23 this Section, then the requirement that an insurer cover
24 pediatric autoimmune neuropsychiatric disorders associated
25 with streptococcal infections and pediatric acute onset
26 neuropsychiatric syndrome is inoperative other than any such

1 coverage authorized under Section 1902 of the Social Security
2 Act, 42 U.S.C. 1396a, and the State shall not assume any
3 obligation for the cost of coverage for pediatric autoimmune
4 neuropsychiatric disorders associated with streptococcal
5 infections and pediatric acute onset neuropsychiatric
6 syndrome.

7 An individual or group policy of accident and health
8 insurance or managed care plan may not impose a deductible,
9 coinsurance, copayment, or any other cost-sharing requirement
10 on coverage for diagnostic testing for pediatric autoimmune
11 neuropsychiatric disorders if such diagnostic testing is
12 ordered by a physician licensed to practice medicine in all
13 its branches.

14 An individual or group policy of accident and health
15 insurance or managed care plan is not required to provide
16 coverage for diagnostic testing for pediatric autoimmune
17 neuropsychiatric disorders if a physician indicates that such
18 diagnostic testing is requested by a guardian, authorized
19 representative, or parent of a minor patient.

20 (Source: P.A. 100-24, eff. 7-18-17; 100-863, eff. 8-14-18;
21 101-488, eff. 8-23-19.)

22 Section 10. The Medical Patient Rights Act is amended by
23 adding Section 3.5 as follows:

24 (410 ILCS 50/3.5 new)

1 Sec. 3.5. Pediatric autoimmune neuropsychiatric disorder
2 diagnostic testing for minors. A physician may not refuse a
3 request of a guardian, authorized representative, or parent of
4 a minor patient for minimally invasive diagnostic testing for
5 pediatric autoimmune neuropsychiatric disorders associated
6 with streptococcal infections and pediatric acute-onset
7 neuropsychiatric syndrome.