

MAINE STATE LEGISLATURE

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L.D. 209

(Filing No. S- 20)

STATE OF MAINE
SENATE
113TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 88, L.D. 209,
Bill, "AN ACT to Repeal the Sunset Provision of the
Social Workers Freedom of Choice Law."

Amend the bill by inserting before the statement
of fact the following:

'Sec. 3. 24-A MRSA §2835, sub-§1, as amended by
PL 1983, c. 805, §3, is further amended to read:

1. Notwithstanding any provision of a health insurance policy subject to this chapter, whenever the policy provides for payment or reimbursement for services which are within the lawful scope of practice of a psychologist licensed to practice in this State, a certified social worker licensed for the independent practice of social work in this State who has at least a masters degree in social work from an accredited educational institution, has been employed in social work for at least 2 years, and who, after January 1, 1985, must be licensed as a clinical social worker in this State, or a licensed nurse who is certified by the American Nurses' Association as a clinical specialist in adult psychiatric and mental health nursing or as a clinical specialist in child and adolescent psychiatric and mental health nursing, any person covered by the policy shall be entitled to reimbursement for these services if the services are performed by a physician, a psychologist licensed to practice in this State, certified social worker licensed for independent practice in this State who has at least a masters degree in social work from an accredited educational institution, who has been employed in social work for at least 2 years, and who, after January 1, 1985, must be licensed as a clinical social worker in this State, or a licensed nurse certified by the American Nurses' Association as a clin-

COMMITTEE AMENDMENT " A " to S.P. 88, L.D. 209

1 ical specialist in adult or child and adolescent psy-
2 chiatric and mental health nursing. With respect to
3 services provided by physicians or psychologists,
4 this section applies to all health insurance poli-
5 cies, contracts or certificates issued, renewed, mod-
6 ified, altered, amended or reissued on or after April
7 16, 1976. Payment or reimbursement for services ren-
8 dered by clinical social workers licensed in this
9 State shall not be conditioned upon prior diagnosis
10 or referral by a physician or other health care pro-
11 fessional, except in cases where diagnosis of the
12 condition for which the services are rendered is be-
13 yond the scope of their licensure. ~~With--respect--to~~
14 ~~services--provided--by--social--workers--and--nurses--this~~
15 ~~section--applies--to--all--health--insurance--policies,~~
16 ~~contracts--or--certificates--issued,--renewed,--modified,~~
17 ~~altered,--amended--or--reissued--on--or--after--January--1,~~
18 ~~1984--and--before--January--1,--1988.~~

19 STATEMENT OF FACT

20 This amendment adds a similar section which was
21 inadvertently left out of the original bill.

22 2361032787

Reported by Senator Collins for the Committee on Banking
and Insurance. Reproduced and Distributed Pursuant to
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