

FEB 16 2006

COMMERCE, REGULATION & LABOR

HOUSE FILE 2429

BY MASCHER

Passed House, Date \_\_\_\_\_

Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act requiring certain health insurance policies to provide  
2 coverage for postpartum depression and psychosis screening and  
3 treatment and providing an applicability date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2429

1 Section 1. Section 514C.12, Code 2005, is amended by  
2 adding the following new subsection:

3 NEW SUBSECTION. 1A. a. Notwithstanding section 514C.6, a  
4 person who provides an individual or group policy of accident  
5 or health insurance or individual or group hospital or health  
6 care service contract issued pursuant to chapter 509, 509A,  
7 514, or 514A, or an individual or group health maintenance  
8 organization contract issued and regulated under chapter 514B,  
9 which is delivered, amended, or renewed on or after July 1,  
10 2006, and which provides maternity benefits or newborn care  
11 benefits, shall provide coverage for screening for and  
12 treatment of postpartum depression and postpartum psychosis in  
13 accordance with guidelines adopted by rule by the  
14 commissioner. The guidelines adopted by rule shall be  
15 consistent with or may adopt by reference the guidelines for  
16 screening for and treatment of postpartum depression and  
17 postpartum psychosis established by the national institute of  
18 mental health.

19 b. The guidelines adopted by rule by the commissioner  
20 shall also provide that hospitals and other health care  
21 facilities in the state shall provide new mothers and fathers  
22 and other family members, as appropriate, with written  
23 information about postpartum depression and postpartum  
24 psychosis, including symptoms, methods of coping with the  
25 illnesses, and treatment resources, upon the postdelivery  
26 departure of a new mother from the hospital or other health  
27 care facility.

28 Sec. 2. Section 514C.12, subsections 2 and 3, Code 2005,  
29 are amended to read as follows:

30 2. When performing utilization review of inpatient  
31 hospital services related to maternity and newborn care,  
32 including but not limited to length of postdelivery stay and  
33 postdischarge follow-up care, including screening for and  
34 treatment of postpartum depression and postpartum psychosis,  
35 any person who provides an individual or group policy of

1 accident or health insurance or individual or group hospital  
2 or health care service contract issued pursuant to chapter  
3 509, 509A, 514, or 514A, or an individual or group health  
4 maintenance organization contract issued and regulated under  
5 chapter 514B, shall use the guidelines adopted by rule by the  
6 commissioner, and shall not deselect, require additional  
7 documentation, require additional utilization review,  
8 terminate services to, reduce payment to, or in any manner  
9 provide a disincentive to an attending physician solely on the  
10 basis that the attending physician provided or directed the  
11 provision of services in compliance with the guidelines  
12 adopted by rule.

13 3. Preauthorization or precertification for a hospital  
14 stay or for a postdischarge follow-up visit, including  
15 screening for or treatment of postpartum depression or  
16 postpartum psychosis, in accordance with the guidelines  
17 adopted by rule by the commissioner shall not be required.

18 EXPLANATION

19 This bill requires certain health insurance policies to  
20 provide coverage for screening for and treatment of postpartum  
21 depression or postpartum psychosis in accordance with  
22 guidelines adopted by rule by the commissioner of insurance.  
23 The guidelines are required to be consistent with the  
24 guidelines for such screening and treatment established by the  
25 national institute of mental health.

26 The bill also requires that the commissioner of insurance  
27 adopt rules requiring hospitals and other health care  
28 facilities to provide new mothers and fathers, and other  
29 appropriate family members, with written information about  
30 postpartum depression and psychosis, including symptoms,  
31 methods of coping with the illnesses, and treatment resources,  
32 upon postdelivery departure of a new mother from the hospital  
33 or health care facility.

34 The bill prohibits an insurer from deselecting, requiring  
35 additional documentation, requiring additional utilization

1 review, terminating services to, reducing payment to, or  
2 providing a disincentive to an attending physician solely on  
3 the basis that the attending physician directed the provision  
4 of services in compliance with guidelines for screening of and  
5 treatment for postpartum depression and psychosis. The bill  
6 also prohibits preauthorization or precertification for a  
7 hospital stay or for a postdischarge follow-up visit for  
8 screening for or treatment of postpartum depression or  
9 psychosis as provided by rules adopted by the commissioner of  
10 insurance.

11 The bill applies to individual or group insurance contracts  
12 issued pursuant to Code chapter 509, 509A, 514, or 514A, or  
13 individual or group contracts issued by a health maintenance  
14 organization pursuant to Code chapter 514B which are  
15 delivered, amended, or renewed on or after July 1, 2006.

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