

SB 358 B STAFF MEASURE SUMMARY**Carrier:** Sen. Lieber**Joint Committee On Ways and Means****Action Date:** 06/22/21**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)**Senate Vote****Yeas:** 12 - Anderson, Frederick, Girod, Golden, Gorsek, Hansell, Johnson, Knopp, Lieber, Steiner Hayward, Taylor, Thomsen**House Vote****Yeas:** 11 - Bynum, Drazan, Gomberg, Leif, McLain, Nosse, Rayfield, Sanchez, Smith G, Sollman, Stark**Fiscal:** Fiscal impact issued**Revenue:** No revenue impact**Prepared By:** Tom MacDonald, Budget Analyst**Meeting Dates:** 6/21, 6/22**WHAT THE MEASURE DOES:**

Clarifies disciplinary processes for behavior analysis practitioners. Allows applied behavior analysis professional to provide outpatient treatment for mental or emotional disorder or chemical dependency to minors 14 years of age or older without patient's parental consent. Requires applied behavior analysis professional to report child abuse and to report prohibited or unprofessional conduct of another applied behavior analysis professional. Prohibits applied behavior analysis professional from practicing conversion therapy to minors under 18 years of age. Requires Behavior Analysis Regulatory Board licensees to report prohibited or unprofessional conduct, criminal arrests, and specified investigations to the Board. Delays sunset of requirement that health benefit plan provide coverage for treatment of autism spectrum disorder provided by applied behavior analysis professional to January 2, 2030. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- The measure with and without the amendment

EFFECT OF AMENDMENT:

-A2 Removes all provisions except for the extension of the ABA coverage sunset.

BACKGROUND:

Senate Bill 365 (2013) established requirements for coverage of applied behavior analysis (ABA) for treatment of autism spectrum disorders by health benefit plans, health care service contractors, the Public Employees' Benefit Board (PEBB) and the Oregon Educators Benefit Board (OEBB). The bill also created the Behavior Analysis Regulatory Board to license providers of ABA in Oregon. Senate Bill 696 (2015) established a statutory definition of "applied behavior analysis" and established criteria for licensure of behavior analysts and assistant behavior analysts.

Senate Bill 358 delays the sunset of the requirement that health insurers reimburse for applied behavior analysis services and modifies provisions related to behavioral analysis professionals.