

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1317

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

12 **SECTION 1.** Section 83-41-211, Mississippi Code of 1972, is
13 reenacted and amended as follows:
14 83-41-211. Whenever any policy of insurance or any medical
15 service plan or hospital service contract or hospital and medical
16 service contract issued in this state provides for reimbursement
17 for any diagnosis and treatment of mental, nervous or emotional
18 disorders only which are within the lawful scope of practice of a
19 duly licensed psychologist as defined in Section 73-31-3, within
20 the lawful scope of practice of a duly licensed professional
21 counselor as defined in Section 73-30-3, * * * within the lawful
22 scope of practice of a duly licensed clinical social worker as
23 defined in Section 73-53-3, or within the lawful scope of practice
24 of a duly licensed marriage and family therapist as defined in
25 Section 73-54-5, the insured or other person entitled to benefits
26 under such policy shall be entitled to reimbursement for such
27 services, whether such services are performed by a duly licensed
28 physician or by a duly licensed psychologist, by a duly licensed
29 professional counselor, by a duly licensed clinical social worker
30 or by a duly licensed marriage and family therapist,

31 notwithstanding any provision to the contrary in any statute or in
32 such policy, plan or contract. Duly licensed psychologists shall
33 be entitled to participate in such policies, plans or contracts
34 providing for the diagnosis and treatment of mental, nervous or
35 emotional disorders only as authorized by Section 73-31-3. A duly
36 licensed professional counselor shall be entitled to participate
37 in such policies, plans or contracts providing for the diagnosis
38 and treatment of mental, nervous or emotional disorders only as
39 authorized by Section 73-30-3. A duly licensed clinical social
40 worker shall be entitled to participate in such policies, plans or
41 contracts providing for the diagnosis and treatment of mental,
42 nervous or emotional disorders only as authorized by Section
43 73-53-3. A duly licensed marriage and family therapist shall be
44 entitled to participate in such policies, plans or contracts
45 providing for the diagnosis and treatment of mental, nervous or
46 emotional disorders only as authorized by Section 73-54-5 et seq.

47 The addition of marriage and family therapists as providers
48 herein is intended to only allow them to treat mental, nervous or
49 emotional disorders as treated by other providers, to the extent
50 that marriage and family therapists are qualified to treat such
51 disorders. Notwithstanding anything in this section to the
52 contrary, the scope or definition of mental, nervous or emotional
53 disorders shall remain the same and shall not be expanded by the
54 addition of marriage and family therapists as allowable providers.

55 **SECTION 2.** The following shall be codified within Chapter
56 15, Title 25, Mississippi Code of 1972:

57 25-15-___. Whenever the plan provides for reimbursement for
58 any diagnosis and treatment of mental, nervous or emotional
59 disorders only which are within the lawful scope of practice of a
60 duly licensed psychologist as defined in Section 73-31-3, within
61 the lawful scope of practice of a duly licensed professional
62 counselor as defined in Section 73-30-3, within the lawful scope

63 of practice of a duly licensed clinical social worker as defined
64 in Section 73-53-3, or within the lawful scope of practice of a
65 duly licensed marriage and family therapist as defined in Section
66 73-54-5, the insured or other person entitled to benefits under
67 the plan shall be entitled to reimbursement for such services,
68 whether such services are performed by a duly licensed physician,
69 by a duly licensed psychologist, by a duly licensed professional
70 counselor, by a duly licensed clinical social worker or by a duly
71 licensed marriage and family therapist, notwithstanding any
72 provision to the contrary in any statute or in the plan. A duly
73 licensed psychologist shall be entitled to participate in such
74 plan providing for the diagnosis and treatment of mental, nervous
75 or emotional disorders only as authorized by Section 73-31-3. A
76 duly licensed professional counselor shall be entitled to
77 participate in such plan providing for the diagnosis and treatment
78 of mental, nervous or emotional disorders only as authorized by
79 Section 73-30-3. A duly licensed clinical social worker shall be
80 entitled to participate in such plan providing for the diagnosis
81 and treatment of mental, nervous or emotional disorders only as
82 authorized by Section 73-53-3. A duly licensed marriage and
83 family therapist shall be entitled to participate in such plan
84 providing for the diagnosis and treatment of mental, nervous or
85 emotional disorders only as authorized by Section 73-54-5 et seq.

86 The addition of marriage and family therapists as providers
87 herein is intended to only allow them to treat mental, nervous or
88 emotional disorders as treated by other providers, to the extent
89 that marriage and family therapists are qualified to treat such
90 disorders. Notwithstanding anything in this section to the
91 contrary, the scope or definition of mental, nervous or emotional
92 disorders shall remain the same and shall not be expanded by the
93 addition of marriage and family therapists as allowable providers.

94 **SECTION 3.** This act shall take effect and be in force from
95 and after July 1, 2005.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 83-41-211, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT CERTAIN INSURANCE POLICIES SHALL PROVIDE
3 REIMBURSEMENT FOR SERVICES RENDERED BY MARRIAGE AND FAMILY
4 THERAPISTS FOR THE TREATMENT OF MENTAL, NERVOUS OR EMOTIONAL
5 DISORDERS; TO CREATE A NEW SECTION TO BE CODIFIED WITHIN CHAPTER
6 15, TITLE 25, MISSISSIPPI CODE OF 1972, TO REQUIRE THE STATE AND
7 SCHOOL EMPLOYEES HEALTH INSURANCE PLAN TO PROVIDE REIMBURSEMENT
8 FOR SERVICES RENDERED BY CERTAIN LICENSED PROFESSIONALS FOR THE
9 TREATMENT OF MENTAL, NERVOUS OR EMOTIONAL DISORDERS; AND FOR
10 RELATED PURPOSES.