

## Legislative Fiscal Office

Oregon State Capitol  
900 Court Street NE, H-178  
Salem, OR 97301  
503-986-1828



## Joint Committee on Ways and Means

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**To:** Capital Construction Subcommittee

**From:** Tom MacDonald, Legislative Fiscal Office

**Date:** June 21, 2021

**Subject:** SB 358 – Relating to applied behavioral analysis  
Work Session Recommendations

SB 358 extends the statutory sunset on the requirement that health insurers cover applied behavior analysis (ABA) services for autism spectrum disorders from January 2, 2022 to January 2, 2030.

The recommended A-2 removes the following provisions that were included in the A-Engrossed bill: expanding the list of allowable providers for covered treatment of autism spectrum disorders; adding specific behavior analyst and interventionist professions to the mandatory reporter list; prohibiting behavior analysis professions from practicing conversion therapy with minors; and allowing minors age 14 or older to obtain outpatient treatment for certain behavioral health issues from a behavior analyst, assistant analyst, or interventionist. With the -A2 amendment, the only provision remaining is the extension of the ABA coverage sunset mentioned above.

The fiscal impact is the same with or without the -A2 amendment and relates to the health plans offered by the Public Employees' Benefit Board (PEBB) and Oregon Educators Benefit Board (OEBB). Without the sunset extension, PEBB and OEBB reported their plans would experience estimated combined savings of \$1.8 million in 2021-23 and \$2.3 million in 2023-25 from reduced expenditures on ABA services. However, the passage of this measure will not result in a discrete budgetary adjustment because the PEBB and OEBB budgets were developed assuming coverage for these services would continue.

The measure previously had hearings in the Senate Committee on Health Care on March 3, 2021 and March 10, 2021.

### **Recommended Changes**

The Legislative Fiscal Office recommends approval of the -A2 amendment to SB 358.

### **Final Subcommittee Action**

LFO recommends that HB 358 be moved to the Ways and Means Full Committee, as amended.

**Carriers**

Full Committee: \_\_\_\_\_

House Floor: \_\_\_\_\_

Senate Floor: \_\_\_\_\_