

1-1 By: Van de Putte S.B. No. 1291
1-2 (In the Senate - Filed March 3, 2009; March 17, 2009, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 9, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 9, 2009,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1291 By: Van de Putte

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to access to certain counselors and therapists.
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-12 SECTION 1. Section 1451.114, Insurance Code, is amended to
1-13 read as follows:
1-14 Sec. 1451.114. SELECTION OF LICENSED PROFESSIONAL
1-15 COUNSELOR. ~~[(a)]~~ An insured may select a licensed professional
1-16 counselor to provide the services scheduled in the health insurance
1-17 policy that are within the scope of the counselor's license.
1-18 ~~[(b) The health insurance policy may require that services~~
1-19 ~~of a licensed professional counselor must be recommended by a~~
1-20 ~~physician.]~~
1-21 SECTION 2. Section 1451.116, Insurance Code, is amended to
1-22 read as follows:
1-23 Sec. 1451.116. SELECTION OF MARRIAGE AND FAMILY THERAPIST.
1-24 ~~[(a)]~~ An insured may select a marriage and family therapist to
1-25 provide the services scheduled in the health insurance policy that
1-26 are within the scope of the therapist's license.
1-27 ~~[(b) The health insurance policy may require that services~~
1-28 ~~of a marriage and family therapist must be recommended by a~~
1-29 ~~physician.]~~
1-30 SECTION 3. This Act applies only to an insurance policy or
1-31 contract or evidence of coverage that is delivered, issued for
1-32 delivery, or renewed on or after January 1, 2010. An insurance
1-33 policy or contract or evidence of coverage delivered, issued for
1-34 delivery, or renewed before January 1, 2010, is governed by the law
1-35 as it existed immediately before the effective date of this Act, and
1-36 that law is continued in effect for that purpose.
1-37 SECTION 4. This Act takes effect September 1, 2009.

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