

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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HOUSE BILL 939

Short Title: Access to Transcranial Magnetic Stimulation. (Public)

Sponsors: Representatives Sasser, Potts, and Crutchfield (Primary Sponsors).

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Health, if favorable, Appropriations, if favorable, Rules, Calendar, and Operations of the House

May 1, 2024

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FAIR REIMBURSEMENT OF TRANSCRANIAL MAGNETIC
3 STIMULATION SERVICES UNDER HEALTH BENEFIT PLANS OFFERED IN THIS
4 STATE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** Article 3 of Chapter 58 of the General Statutes is amended by adding
7 a new section to read:

8 "**§ 58-3-254. Coverage of transcranial magnetic stimulation.**

9 (a) The following definitions apply in this section:

10 (1) Reserved for future codification purposes.

11 (2) Insurer. – As defined in G.S. 58-3-167.

12 (3) Reserved for future codification purposes.

13 (4) Transcranial magnetic stimulation. – A noninvasive healthcare treatment that
14 uses pulsed magnetic fields to induce an electric current in a localized region
15 of a patient's brain.

16 (b) Insurers offering a health benefit plan in this State that provides coverage for
17 transcranial magnetic stimulation shall provide coverage for transcranial magnetic stimulation
18 procedures performed by any properly licensed healthcare provider or healthcare facility and may
19 not penalize any properly licensed healthcare provider or healthcare facility that properly submits
20 a claim for services related to transcranial magnetic stimulation based on the medical specialty
21 of the healthcare provider or healthcare facility submitting the claim.

22 (c) Penalties prohibited under this section include the denial of, or the reduction of, or
23 the placement of limitations on the reimbursement of a properly submitted claim, or any other
24 negative treatment of a properly submitted claim."

25 **SECTION 1.(b)** G.S. 135-48.51 is amended by adding a new subdivision to read:

26 "(8a) G.S. 58-3-224, Coverage of transcranial magnetic stimulation."

27 **SECTION 1.(c)** This section is effective October 1, 2024, and applies to insurance
28 contracts issued, renewed, or amended on or after that date.

29 **SECTION 2.** Effective July 1, 2024, there is appropriated from the General Fund to
30 the Department of State Treasurer the sum of one million dollars (\$1,000,000) in recurring funds
31 for the 2024-2025 fiscal year to ensure compliance with Section 1(b) of this act by the North
32 Carolina State Health Plan for Teachers and State Employees.

33 **SECTION 3.** Except as otherwise provided, this act is effective when it becomes
34 law.



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