

[First Reprint]

ASSEMBLY, No. 4744

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED DECEMBER 3, 2018

Sponsored by:

Assemblyman LOUIS D. GREENWALD

District 6 (Burlington and Camden)

Assemblyman JOHN ARMATO

District 2 (Atlantic)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Senator JOSEPH P. CRYAN

District 20 (Union)

Co-Sponsored by:

Assemblyman A.M.Bucco, Assemblywomen Downey, Swain, Assemblymen Karabinchak, Chiaravalloti, Assemblywomen Pinkin, DiMaso, Lampitt, Assemblyman Verrelli, Assemblywoman Murphy, Assemblymen Conaway, Benson and Senator A.R.Bucco

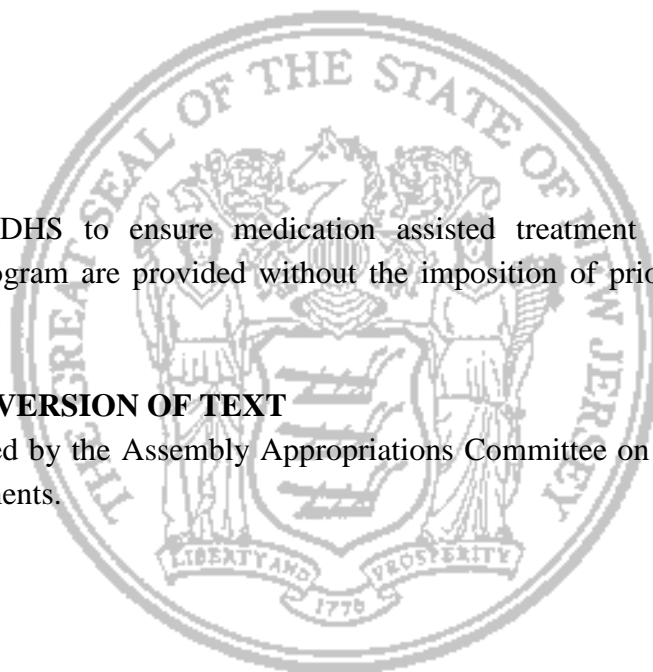
SYNOPSIS

Requires DHS to ensure medication assisted treatment benefits under Medicaid program are provided without the imposition of prior authorization requirements.

CURRENT VERSION OF TEXT

As reported by the Assembly Appropriations Committee on May 20, 2019, with amendments.

(Sponsorship Updated As Of: 5/31/2019)



1 AN ACT concerning medication assisted treatment for substance use
2 disorders and supplementing P.L.1968, c.413 (C.30:4D-1 et
3 seq.).

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. Notwithstanding any State law or regulation to the contrary,
9 the Department of Human Services shall ensure that the provision of
10 benefits for ¹**[medication assisted treatment]** methadone,
11 buprenorphine, naltrexone, combination drugs containing
12 buprenorphine and naloxone, and, if authorized by the Commissioner
13 of Human Services, other medications approved by the federal Food
14 and Drug Administration for the treatment of substance use disorders,
15 to eligible persons receiving services funded by the Division of Mental
16 Health and Addiction Services in the Department of Human Services
17 as well as¹ to eligible persons under the Medicaid program, established
18 pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.), shall be provided
19 without the imposition of any prior authorization requirements ¹**[or**
20 **other prospective utilization management requirements]**¹, provided
21 that the treatment is prescribed ¹**or administered**¹ by a licensed medical
22 practitioner who is authorized to prescribe ¹**[methadone,**
23 **buprenorphine, and naltrexone** and provided by a licensed health care
24 professional or a licensed or certified substance use disorder provider
25 in a licensed or otherwise State-approved facility, as required by the
26 laws of the state in which the treatment is rendered] or administer that
27 treatment pursuant to State and federal law. The Commissioner of
28 Human Services may develop and issue guidelines to ensure the safety
29 and efficacy of benefits provided pursuant to this section¹.

30 b. As used in this ¹**[Act]** act¹:

31 ¹**[“Medication assisted treatment” means the use of methadone,**
32 **buprenorphine, naltrexone to provide a comprehensive approach to the**
33 **treatment of substance use disorders.]**¹

34 “Substance use disorder” is as defined by the American Psychiatric
35 Association in the Diagnostic and Statistical Manual of Mental
36 Disorders, Fifth Edition and any subsequent editions and shall include
37 substance use withdrawal.

38
39 2. The Commissioner of Human Services shall apply for such
40 State plan amendments or waivers as may be necessary to
41 implement the provisions of this act and to secure federal financial
42 participation for State Medicaid expenditures under the federal
43 Medicaid program.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AAP committee amendments adopted May 20, 2019.

A4744 [1R] GREENWALD, ARMATO

3

1 3. The Commissioner of Human Services, pursuant to the
2 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-
3 1 et seq.), shall adopt rules and regulations necessary to implement
4 the provisions of this act.

5

6 4. This act shall take effect on the 90th day next **1[after]**
7 following the date of¹ enactment.