

ASSEMBLY, No. 735

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

SYNOPSIS

Establishes “Opioid Prevention and Rehabilitation Program Fund” and tax on opioid drugs.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** establishing the “Opioid Prevention and Rehabilitation
2 Program Fund,” imposing a tax on opioid drugs, and
3 supplementing Title 24 of the Revised Statutes.
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. There is imposed on a wholesale distributor of drugs a tax on
9 the first distribution in the State of a drug containing an active
10 opioid ingredient, at the rate of one cent (\$0.01) per milligram of
11 active opioid ingredient. This tax shall be governed by the
12 provisions of the State Uniform Tax Procedure Law, R.S.54:48-1 et
13 seq. As used in this section, “distribution,” “drug,” and “wholesale
14 distributor” have the same meanings as those terms are defined in
15 section 5 of P.L.2005, c.206 (C.24:6B-14).
16

17 2. There is created in the Department of the Treasury a special
18 nonlapsing fund to be known as the “Opioid Prevention and
19 Rehabilitation Program Fund.” The State Treasurer shall deposit
20 amounts collected from the tax imposed pursuant to section 1 of
21 P.L. , c. (C.) (pending before the Legislature as this bill) in
22 the “Opioid Prevention and Rehabilitation Program Fund.” The
23 Legislature shall annually appropriate all monies in the fund to the
24 Department of Human Services for the support of programs that
25 provide treatment for substance use disorders to individuals who are
26 uninsured, underinsured, or enrolled in the Medicaid program
27 established pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.).
28

29 3. This act shall take effect immediately and shall apply to
30 wholesale distributions of opioid drugs made on or after the first
31 day of the second calendar quarter next following the date of
32 enactment.
33
34

35 STATEMENT

36

37 This bill establishes the “Opioid Prevention and Rehabilitation
38 Program Fund,” which would support programs that provide
39 treatment for individuals who are uninsured, underinsured, or
40 enrolled in the Medicaid program. The fund would be supported by
41 a tax on the first wholesale distribution of an opioid drug in this
42 State at the rate of one cent per milligram of active opioid
43 ingredient.
44

45 As used in the bill, “distribution,” “drug,” and “wholesale
46 distributor” have the same definitions as the current law providing
for the licensure of pharmaceutical wholesale distributors.