

SENATE, No. 1220

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

Sponsored by:

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

SYNOPSIS

Requires Medicaid cover emergency contraception without requiring prescription or other authorization.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** requiring Medicaid coverage of certain pharmaceuticals
2 and supplementing Title 30 of the Revised Statutes.

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

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7 1. The Division of Medical Assistance and Health Services in
8 the Department of Human Services shall provide coverage for
9 emergency contraceptives without requiring a prescription or other
10 authorization for the emergency contraception product. The division
11 shall require each Medicaid managed care organization to include
12 as a benefit in the Medicaid managed care contract coverage for
13 emergency contraceptives without requiring a prescription or other
14 authorization for the emergency contraception product.

15 “Authorization” means a fiscal order or any other approval or
16 order from a health care professional.

17 “Medicaid managed care contract” means a contract for the
18 provision of health care services by a managed care organization to
19 individuals eligible for the Medicaid program pursuant to P.L.1968,
20 c.413 (C.30:4D-1 et seq.) or the NJ FamilyCare program pursuant
21 to P.L.2005, c.156 (C.30:4J-8 et al.).

22
23 2. The Commissioner of Human Services shall apply for such
24 State plan amendments or waivers as may be necessary to
25 implement the provisions of this act and to secure federal financial
26 participation for State Medicaid expenditures under the federal
27 Medicaid program.

28
29 3. The Commissioner of Human Services shall adopt rules and
30 regulations pursuant to the "Administrative Procedure Act,"
31 P.L.1968, c.410 (C.52:14B-1 et seq.), to effectuate the purposes of
32 this act.

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34 4. This act shall take effect immediately, notwithstanding any
35 federal approval.

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38 STATEMENT

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40 This bill would require that the Medicaid program provide
41 coverage for emergency contraceptives obtained over the counter
42 without requiring a prescription or other authorization.

43 At this time, Medicaid provides coverage for emergency
44 contraceptives if they are obtained with a prescription. Individuals
45 can obtain emergency contraceptives without a prescription, but the
46 individual must pay for these out-of-pocket. This bill would enable
47 individuals greater access to needed contraceptives without the
48 unnecessary visits to a provider to obtain a prescription.