

116TH CONGRESS
1ST SESSION

H. R. 3925

To amend title XIX of the Social Security Act to prohibit States receiving Federal medical assistance for medication-assisted treatment under Medicaid from imposing utilization control policies or procedures with respect to such treatment, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2019

Mr. TONKO (for himself and Mr. MCKINLEY) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX of the Social Security Act to prohibit States receiving Federal medical assistance for medication-assisted treatment under Medicaid from imposing utilization control policies or procedures with respect to such treatment, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Reducing Barriers to
5 Substance Use Treatment Act”.

1 **SEC. 2. PROHIBITION OF UTILIZATION CONTROL POLICIES**
2 **OR PROCEDURES FOR MEDICATION-AS-**
3 **SISTED TREATMENT UNDER MEDICAID.**

4 Section 1905 of the Social Security Act (42 U.S.C.
5 1396d) is amended—

6 (1) in subsection (a)—

7 (A) in the matter preceding paragraph (1),
8 by moving the margin of clause (xvi) 4 ems to
9 the left; and

10 (B) in paragraph (29), by inserting “and
11 to the extent allowed in paragraph (3) of such
12 subsection” after “paragraph (1) of such sub-
13 section”; and

14 (2) in subsection (ee), by adding at the end the
15 following new paragraph:

16 “(3) PROHIBITION OF UTILIZATION CONTROL
17 POLICIES OR PROCEDURES FOR MEDICATION-AS-
18 SISTED TREATMENT.—A State which receives Fed-
19 eral medical assistance under subsection (a)(29) for
20 expenditures for medication-assisted treatment may
21 not impose any utilization control policies or proce-
22 dures (as defined by the Secretary), including prior
23 authorization requirements, with respect to such
24 treatment.”.