

HOUSE No. 3489

The Commonwealth of Massachusetts

PRESENTED BY:

Daniel R. Cullinane

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to reduce fraud in prescription drug abuse testing and help prevent substance abuse.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>	<i>1/14/2019</i>

HOUSE No. 3489

By Mr. Cullinane of Boston, a petition (accompanied by bill, House, No. 3489) of Daniel R. Cullinane that the Office of Medicaid be authorized to require laboratories providing toxicology testing to demonstrate functional and operational test-utilization and test-frequency control programs. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act to reduce fraud in prescription drug abuse testing and help prevent substance abuse.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION ##. Chapter 118E of the general laws is hereby amended by adding at the end
2 thereof the following new Section:

3
4 SECTION ##. To ensure appropriate and responsible use of drug testing, for laboratories
5 providing toxicology testing, the Office of Medicaid is authorized to require that these providers
6 demonstrate a functional and operational test-utilization and test-frequency control program.

7
8 Notwithstanding any general or special law to the contrary an independent clinical
9 laboratory that is out-of-state and accredited by both the College of American Pathologists and
10 the New York State Clinical Laboratory Evaluation Program (CLEP) shall be deemed eligible

- 11 and qualified to participate as a Masshealth provider and eligible for payment for toxicology
- 12 testing purposes.