

SENATE No. 621

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer L. Flanagan

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 prescription drug abuse testing and fraud prevention.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/2/2017</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>	<i>2/3/2017</i>

SENATE No. 621

By Ms. Flanagan, a petition (accompanied by bill, Senate, No. 621) of Jennifer L. Flanagan, James B. Eldridge and Jonathan D. Zlotnik for legislation to reduce prescription drug abuse testing and fraud prevention. Health Care Financing.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act to reduce prescription drug abuse testing and fraud prevention.

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

1 Chapter 118E of the general laws is hereby amended by adding at the end of SECTION
2 77 the following new SECTION:

3 SECTION 78. To ensure appropriate and responsible use of drug testing, the office of
4 Medicaid shall implement medical necessity documentation and utilization frequency guidelines,
5 as outlined by the Centers for Medicare and Medicaid Services (CMS). The office of Medicaid
6 shall require providers to demonstrate utilization and frequency control programs.

7 Notwithstanding any general or special law to the contrary an independent clinical
8 laboratory that is the out-of-state and accredited by the College of American Pathologists shall be
9 deemed eligible and qualified to participate as a MassHealth provider and eligible for payment.