

HOUSE No. 1172

The Commonwealth of Massachusetts

PRESENTED BY:

Peter Capano

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 relative to same day drug testing.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Peter Capano</i>	<i>11th Essex</i>	<i>1/20/2023</i>

HOUSE No. 1172

By Representative Capano of Lynn, a petition (accompanied by bill, House, No. 1172) of Peter Capano that the Division of Medical Assistance practices allow for definitive drug tests to be billed on the same day as presumptive drug tests when medically necessary. Health Care Financing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1317 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to same day drug testing.

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, as appearing in the 2017 Official Edition, is hereby
2 amended by adding at the end thereof the following new section:-

3 Section 78. Same Day Drug Testing – Presumptive and Definitive

4 The Division of Medical Assistance shall ensure that current regulations, bulletins and
5 practices allow for definitive drug tests to be billed on the same day as presumptive drug tests
6 (drug screens) when medically necessary for managing a patient’s treatment in outpatient pain
7 management or substance abuse treatment settings. The policy shall be consistent with
8 American Medical Association and CMS HCPCS coding and may include but not be limited to

- 9 establishing preferred providers, setting educational requirements for providers and
- 10 differentiating among provider types.