

115TH CONGRESS 2D SESSION

S. 2904

To require the Secretary of Health and Human Services to provide guidance to States regarding Federal reimbursement for furnishing services and treatment for substance use disorders under Medicaid using telehealth services.

IN THE SENATE OF THE UNITED STATES

May 22, 2018

Mr. Carper (for himself, Mr. Thune, Mr. Nelson, Mr. Roberts, Mr. Warner, Mr. Cornyn, and Ms. Stabenow) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To require the Secretary of Health and Human Services to provide guidance to States regarding Federal reimbursement for furnishing services and treatment for substance use disorders under Medicaid using telehealth services.

- 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 "Medicaid Substance
- 5 Use Disorder Treatment via Telehealth Act".

1	SEC. 2. GUIDANCE TO STATES REGARDING FEDERAL REIM-
2	BURSEMENT FOR FURNISHING SERVICES
3	AND TREATMENT FOR SUBSTANCE USE DIS-
4	ORDERS UNDER MEDICAID USING TELE-
5	HEALTH SERVICES, INCLUDING IN SCHOOL-
6	BASED HEALTH CENTERS.
7	(a) In General.—Not later than 1 year after the
8	date of enactment of this Act, the Secretary of Health and
9	Human Services, acting through the Administrator of the
10	Centers for Medicare & Medicaid Services, shall issue
11	guidance to States on the following:
12	(1) State options for Federal reimbursement of
13	expenditures under Medicaid for furnishing services
14	and treatment for substance use disorders, including
15	assessment, medication-assisted treatment, coun-
16	seling, and medication management, using telehealth
17	services. Such guidance shall also include guidance
18	on furnishing services and treatments that address
19	the needs of high risk individuals, including at least
20	the following groups:
21	(A) American Indians and Alaska Natives.
22	(B) Adults under the age of 40.
23	(C) Individuals with a history of nonfatal
24	overdose.
25	(2) State options for Federal reimbursement of
26	expenditures under Medicaid for education directed

- to providers serving Medicaid beneficiaries with substance use disorders using the hub and spoke model, through contracts with managed care entities, through administrative claiming for disease management activities, and under Delivery System Reform Incentive Payment ("DSRIP") programs.
 - (3) State options for Federal reimbursement of expenditures under Medicaid for furnishing services and treatment for substance use disorders for individuals enrolled in Medicaid in a school-based health center using telehealth services.

(b) DEFINITIONS.—In this Act:

- (1) SCHOOL-BASED HEALTH CENTER.—The term "school-based health center" has the meaning given that term in section 2110(c)(9) of the Social Security Act (42 U.S.C. 1397jj(c)(9)).
- (2) Telehealth services.—The term "telehealth services" includes remote patient monitoring and other key modalities such as live video or synchronous telehealth, store-and-forward or asynchronous telehealth, mobile health, telephonic consultation, and electronic consult including provider-to-provider e-consults.

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