STATE OF NEW YORK

9002

2025-2026 Regular Sessions

IN ASSEMBLY

August 13, 2025

Introduced by M. of A. SIMON -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to exemptions from the recipient restriction program

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The social services law is amended by adding a new section 368-g to read as follows:

§ 368-g. Exemptions from the recipient restriction program. 1. Notwithstanding any law, rule or regulation to the contrary, any individual who is receiving medical assistance under this title from a Medicaid fee-for-service or Medicaid managed care provider and who is identified as part of the recipient restriction program set forth in 18 NYCRR 360-6.4 shall be fully exempt from all recipient restriction program coverage and payment restrictions with respect to any opioid treatment program services received, including methadone maintenance treatment and the use of buprenorphine. All Medicaid managed care plans shall cover medically necessary opioid use disorder services delivered in an opioid treatment program for recipient restriction program members without any additional restrictions, edits, authorizations, or referral requirements, and claims for opioid treatment program services shall not be denied due to recipient restriction program restrictions.

2. The department shall promulgate rules and regulations to implement the provisions of this section.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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