

STATE OF NEW YORK

9002--A

2025-2026 Regular Sessions

IN ASSEMBLY

August 13, 2025

Introduced by M. of A. SIMON -- read once and referred to the Committee on Health -- recommitted to the Committee on Health in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

1 Section 1. The social services law is amended by adding a new section
2 368-g to read as follows:

3 § 368-g. Exemptions from the recipient restriction program. 1.
4 Notwithstanding any law, rule or regulation to the contrary, any indi-
5 vidual who is receiving medical assistance under this title from a Medi-
6 caid fee-for-service or Medicaid managed care provider and who is iden-
7 tified as part of the recipient restriction program set forth in 18
8 NYCRR 360-6.4 shall be fully exempt from all recipient restriction
9 program coverage and payment restrictions with respect to any covered
10 substance use disorder and mental health treatment services and all FDA
11 approved medications for the treatment of substance use disorders, HIV,
12 hepatitis C and mental health conditions. All Medicaid managed care
13 plans shall not restrict medically necessary substance use disorder
14 services and FDA approved medications for the treatment of substance use
15 disorders, HIV, hepatitis C and mental health conditions for recipient
16 restriction program members without any additional restrictions, edits,
17 authorizations, or referral requirements, and claims for opioid treat-
18 ment program services shall not be denied due to recipient restriction
19 program restrictions.

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

22 § 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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