

SENATE, No. 4019

STATE OF NEW JERSEY
221st LEGISLATURE

INTRODUCED JANUARY 14, 2025

Sponsored by:

Senator JOSEPH F. VITALE

District 19 (Middlesex)

SYNOPSIS

Designates minimum percentage of residential substance use disorder treatment facility beds for use by NJ FamilyCare eligible individuals as condition for licensure.

CURRENT VERSION OF TEXT

As introduced.



S4019 VITALE

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1 AN ACT concerning substance use disorder treatment facilities and
2 supplementing P.L.1970, c.334 (C.26:2G-21 et seq.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. a. As a condition of licensure, a new residential substance
8 use disorder treatment facility that applies for an initial license from
9 the Department of Health after the effective date of this act shall
10 ensure that no less than 40 percent of the facility's beds are for use
11 by NJ FamilyCare eligible individuals. A new residential substance
12 use disorder treatment facility shall attain the required NJ
13 FamilyCare utilization rate within 12 months of the date of initial
14 licensure and shall maintain this utilization rate thereafter.

15 b. As a condition of licensure renewal, a currently licensed
16 residential substance use disorder treatment facility shall attain the
17 40 percent NJ FamilyCare utilization rate, established pursuant to
18 paragraph a. of this section, within 12 months of the date of the
19 facility's next license renewal following the effective date of this
20 act, and shall maintain this utilization rate thereafter.

21 c. (1) In the case of a new facility that fails to comply with the
22 provisions of paragraph a. of this section, the Department of Health
23 shall not issue an initial license to operate until such time as the
24 facility documents compliance with the minimum NJ FamilyCare
25 utilization rate established pursuant to paragraph a. of this section.

26 (2) In the case of a currently licensed residential substance use
27 disorder treatment facility that fails to comply with the provisions
28 of paragraph b. of this section, the Department of Health shall not
29 renew the facility's license to operate until such time as the facility
30 documents compliance with the minimum NJ FamilyCare
31 utilization rate established pursuant to paragraph a. of this section.

32 d. As used in this section:

33 "License" means a certificate of approval pursuant to P.L. 1970,
34 c.334 (C.26:2G-21 et seq.).

35 "NJ FamilyCare" means the program established pursuant to
36 P.L.2005, c.156 (C.30:4J-8 et al.), which includes the State's
37 Medicaid Program and the Children's Health Insurance Program.

38 "Residential substance use disorder treatment facility" means a
39 facility, or a distinct part of a facility, that provides care for the
40 treatment of substance use disorders, for 24 or more consecutive
41 hours to two or more clients who are not related to the governing
42 authority or its members by marriage, blood, or adoption. This term
43 shall include: halfway houses, extended care facilities, long-term
44 residential facilities, and short-term residential facilities; and any
45 similar facility providing substance use disorders treatment services
46 including hospital-based and non-hospital-based detoxification
47 through a structured recovery environment involving professional
48 clinical services.

