



ALERT: In-Network Providers in New Jersey

New Jersey: Substance Use Disorder Legislation
Effective May 16, 2017

Legislation: P.L. 2017, c. 28 (“Chapter 28”)

Legislative Highlights and Provider Actions

Type of Plans
Fully insured commercial plans situated in New Jersey, including but not limited to Oxford Health Plan.
Effective Date
While the legislation became effective May 16, 2017, the law applies to applicable member plans <i>as they renew</i> on and after May 16 th . Provider Action: It will be necessary that you contact us to determine whether the legislation applies to a specific account under which a particular member is enrolled.
Level of Care
The law applies to both inpatient and outpatient levels of care. In October 2017, the state issues an Adoption Notice for NJAC 10:163 , Medical Necessity Review Tool for Substance Use Disorders which notes that American Society of Addiction Medicine (ASAM) criteria are to be applied to medical necessity reviews and acceptable clinical review tools include the Level of Care Index (LOCI) or similar tool with fidelity to the ASAM criteria.
Medical Necessity
The legislation places the full determination of medical necessity with the provider for the first 180 days of inpatient or outpatient services. Provider Action: It is critical that you understand the clinical policy guidelines set forth by the state and we recommend you review the ASAM Levels of Care and Optum Level of Care Guidelines to assist in the determination of medical necessity. Clinical documentation that does not align with billed services may subject to review and potential denial.

Level of Care Guidelines

Optum administers benefits for in-scope plans in compliance with this regulation. Our Level of Care Guidelines are available on Provider Express > Quick Links: Guidelines/Policies and Manuals > LOC Guidelines > Optum Level of Care Guidelines > [Substance Related Disorders](#)

[ASAM Levels of Care](#)

Questions

If you have questions about a specific case, contact the number on the back of the member’s card. If you have questions about the implementation of this legislation please contact your Network Manager directly or email networkmanagement@optum.com.