

**AMENDMENT TO RULES COMMITTEE PRINT 115-**

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**OFFERED BY MR. TURNER OF OHIO**

Add at the end of title I the following:

1 **SEC. 108. PAYMENTS TO STATES UNDER MEDICAID FOR**  
2 **SUBSTANCE ABUSE SERVICES FURNISHED TO**  
3 **INMATES IN PUBLIC INSTITUTIONS.**

4 Section 1905 of the Social Security Act (42 U.S.C.  
5 1396d) is amended—

6 (1) in subsection (a)(16)—

7 (A) by striking “and, (B) for individuals”  
8 and inserting “, (B) for individuals”; and

9 (B) by inserting before the semicolon at  
10 the end the following: “, and (C) qualified inpa-  
11 tient substance use disorder services (as defined  
12 in such subsection) for inmates of a public in-  
13 stitution (as such terms are defined for pur-  
14 poses of applying the subdivision (A) that fol-  
15 lows paragraph (29))”; and

16 (2) in subsection (h), by adding at the end the  
17 following new paragraph:

18 “(3) For purposes of subsection (a)(16)(C), the term  
19 ‘qualified inpatient substance use disorder services’ means

1 medication or behavioral treatment administered in fur-  
2 therance of eliminating, mitigating, treating, or curing an  
3 individual's use or abuse of drugs or an individual's sub-  
4 stance abuse disorder.”.

Add at the end of title III the following:

5 **SEC. 304. NO SAMSHA POLICY AGAINST SUBSTANCE ABUSE**  
6 **TREATMENT FOR INCARCERATED INDIVID-**  
7 **UALS.**

8 The Substance Abuse and Mental Health Services  
9 Administration shall not establish, maintain, or implement  
10 any memorandum of understanding or other policy that  
11 prohibits or restricts the Administration's provision or  
12 support of substance abuse treatment or related services  
13 for incarcerated individuals, so long as such provision or  
14 support—

15 (1) is statutorily authorized (by provisions of  
16 law other than this section) for such type of treat-  
17 ment or services; and

18 (2) not statutorily prohibited or restricted with  
19 respect to incarcerated individuals.

