

Title 22—MISSOURI CONSOLIDATED HEALTH CARE PLAN

Division 10—Health Care Plan

Chapter 2—State Membership

PROPOSED AMENDMENT

22 CSR 10-2.089 Pharmacy Employer Group Waiver Plan for Medicare Primary Members The Missouri Consolidated Health Care Plan is amending section (1).

PURPOSE: This amendment revises the amount thresholds in the initial coverage stage, coverage gap stage, and catastrophic coverage stage; and clarifies terminology regarding the categories of contraception covered at one hundred percent (100%).

(1) The pharmacy benefit for Medicare primary members is provided through a Pharmacy Employer Group Waiver Plan (EGWP) as regulated by the Centers for Medicare and Medicaid Services herein after referred to as the Medicare Prescription Drug Plan.

(F) The Medicare Prescription Drug Plan is comprised of a Medicare Part D prescription drug plan contracted by MCHCP and some non-Part D medications that are not normally covered by a Medicare Part D prescription drug plan. The requirements for the Medicare Part D prescription drug plan are as follows:

1. The Centers for Medicare and Medicare Services regulates the Medicare Part D prescription drug program. The Medicare Prescription Drug Plan abides by those regulations;

2. Initial Coverage Stage. Until a member's total yearly Part D prescription drug costs reach *[two thousand nine hundred sixty dollars (\$2,960)]* **three thousand seven hundred dollars (\$3,700)**, the member will pay the following copayments:

A. Preferred Formulary Generic *[Formulary]* Drugs: thirty-one- (31-) day supply has an eight dollar (\$8) copayment; sixty- (60-) day supply has a sixteen dollar (\$16) copayment; ninety- (90-) day supply at retail has a twenty-four dollar (\$24) copayment; and a ninety- (90-) day supply through home delivery has a twenty dollar (\$20) copayment;

B. Preferred Formulary Brand Drugs: thirty-one- (31-) day supply has a thirty-five dollar (\$35) copayment; sixty- (60-) day supply has a seventy dollar (\$70) copayment; ninety- (90-) day supply at retail has a one hundred five dollar (\$105) copayment; and a ninety- (90-) day supply through home delivery has an eighty-seven dollar and fifty cent (\$87.50) copayment; and

C. Non-preferred Formulary *[Brand]* Drugs **and approved excluded drugs**: thirty-one- (31-) day supply has a one hundred dollar (\$100) copayment; sixty- (60-) day supply has a two hundred dollar (\$200) copayment; ninety- (90-) day supply at retail has a three hundred dollar (\$300) copayment; and a ninety- (90-) day supply through home delivery has a two hundred fifty dollar (\$250) copayment;

3. Coverage Gap Stage. After a member's total yearly Part D prescription drug costs exceed *[three thousand three hundred ten dollars (\$3,310)]* **three thousand seven hundred dollars (\$3,700)** and remain below *[four thousand eight hundred fifty dollars (\$4,850)]* **four thousand nine hundred fifty dollars (\$4,950)**, the member will continue to pay the same cost-sharing amount as in the Initial Coverage stage until the yearly out-of-pocket Part D prescription drug costs reach *[four thousand eight hundred fifty dollars (\$4,850)]* **four thousand nine hundred fifty dollars (\$4,950)**;

4. Catastrophic Coverage Stage. After a member's total yearly out-of-pocket Part D prescription drug costs reach *[four thousand eight hundred fifty dollars (\$4,850)]* **four thousand nine hundred fifty dollars (\$4,950)**, the member will pay the greater of—

A. Five percent (5%) coinsurance or a *[two dollar and ninety-five cent (\$2.95)]* **three dollar and thirty cent (\$3.30)** copayment for covered generic drugs (including brand drugs treated as generics), with a maximum not to exceed the standard copayment during the Initial Coverage stage; or

B. Five percent (5%) coinsurance or [*a seven dollar and forty cent (\$7.40)*] **an eight dollar and twenty-five cent (\$8.25)** copayment for all other covered drugs, with a maximum not to exceed the standard copayment during the Initial Coverage stage;

5. Amounts paid by the member or the plan for non-Part D prescription drugs will not count toward total Part D prescription drug costs or total Part D prescription drug out-of-pocket costs; and

6. Medicare Prescription Drug Only Plan. Medicare retirees have the option of choosing the Medicare Prescription Drug Plan for coverage for prescription drugs only, without MCHCP medical coverage.

(I) Prescription drugs and prescribed over-the-counter drugs as recommended by the U.S Preventive Services Task Force (categories A and B) are covered at one hundred percent (100%) when filled at a network pharmacy. The following are also covered at one hundred percent (100%) when filled at a network pharmacy:

1. Prescribed Vitamin D for all ages:

A. The dosage range for preventive Vitamin D at or below 1000 IU of Vitamin D₂ or D₃ per dose;

2. Zoster (shingles) vaccine and administration for members age fifty (50) years and older;

3. Influenza vaccine and administration as recommend by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention; and

4. [*Formulary*]**Preferred formulary** brand contraception and [*non-formulary*]**non-preferred** contraception when the provider determines a generic is not medically appropriate or a generic version is not available.

AUTHORITY: section 103.059, RSMo 2000. Emergency rule filed Oct. 30, 2013, effective Jan. 1, 2014, expired June 29, 2014. Original rule filed Oct. 30, 2013, effective June 30, 2014. Emergency amendment filed Oct. 29, 2014, effective Jan. 1, 2015, terminated May 30, 2015. Amended: Filed Oct. 29, 2014, effective May 30, 2015. Emergency amendment filed Oct. 28, 2015, effective Jan. 1, 2016, expired June 28, 2016. Amended: Filed Oct. 28, 2015, effective May 30, 2016. Emergency amendment filed Oct. 28, 2016, effective Jan. 1, 2017, expires June 29, 2017.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, Judith Muck, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**Original authority: 103.059, RSMo 1992.*