

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State Agency Indiana

MEDICAID PROGRAM: REQUIREMENTS RELATING TO
COVERED OUTPATIENT DRUGS FOR THE CATEGORICALLY NEEDY

Citation (s)	Provision (s)
1935(d)(1)	Effective January 1, 2006, the Medicaid agency will not cover any Part D covered drug for verified full-benefit dual eligible individuals who are enrolled in or entitled to receive Medicare benefits under Part A or Part B.

TN No. 05-013

Supersedes

TN No. none

Approval Date 8/23/06

Effective Date January 1, 2006

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State Agency Indiana

**MEDICAID PROGRAM: REQUIREMENTS RELATING TO PAYMENT FOR COVERED
OUTPATIENT DRUGS FOR THE CATEGORICALLY NEEDY**

Citation (s)	Provision (s)
1927(d)(2) and 1935(d)(2)	1. The Medicaid agency provides coverage for the following excluded or otherwise restricted drugs or classes of drugs, or their medical uses to all Medicaid recipients, including full benefit dual eligible beneficiaries under the Medicare Prescription Drug Benefit –Part D.

(1) Nonlegend (over-the-counter) drugs included on the Medicaid nonlegend drug formulary set out at:

<http://www.indianapbm.com/Downloads/OTC%20Drug%20Formulary.xls>

and

(2) Legend drugs that are:

(a) approved by the U.S. Food and Drug Administration;

(b) not designated by the Centers for Medicare and Medicaid Services as less than effective, or identical, related, or similar to a less than effective drug;

(c) subject to the terms of a rebate agreement between the drug's manufacturer and the CMS;

(d) prior authorized by Indiana Medicaid if subject to applicable prior authorization requirements for brand name drugs; and

(e) not specifically excluded from coverage by Indiana Medicaid. The following are specifically excluded from coverage by Indiana Medicaid:

- Anorectics or any agent used to promote weight loss;
- Topical minoxidil preparations;
- Fertility enhancement drugs;
- Drugs used to treat sexual or erectile dysfunction, as set forth in section 1927(d)(2)(K) of the Social Security Act, unless such drugs are used to treat conditions other than sexual or erectile dysfunction and such uses have been approved by the U.S. Food and Drug Administration;
- Drugs when prescribed solely or primarily for cosmetic purposes.

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