HPMS E-Mail

Date: September 30, 2019

Subject: Clarification for Contract Year 2020 List of Covered Drugs and Member (or Participant) Handbook Chapter 5 for Medicare-Medicaid Plans (MMPs) and Minnesota Senior Health Options (MSHO) D-SNPs

Inconsistencies were discovered among some previously issued Contract Year (CY) 2020 state-specific model materials, MMCO's corrections memorandum issued through HPMS on August 9, 2019, and corresponding language in the CMS Part D Formulary. The differences affect one section of the List of Covered Drugs and one section of Chapter 5 in the Member (or Participant) Handbook. MMPs and MSHO Plans must ensure that final language in the related sections of both documents is consistent and reads as follows:

We may make other changes that affect the drugs you take. We will tell you in advance about these other changes to the Drug List. These changes might happen if:

- The FDA provides new guidance or there are new clinical guidelines about a drug.

- [*Plans that want the option to immediately substitute a new generic drug, insert:* We add a generic drug that is not new to the market and

  o Replace a brand name drug currently on the Drug List **or**

  o Change the coverage rules or limits for the brand name drug.]

- [*Plans that are not making immediate generic substitutions insert:* We add a generic drug and

  o Replace a brand name drug currently on the Drug List **or**

  o Change the coverage rules or limits for the brand name drug.]

MMPs and MSHO Plans that update their CY 2020 List of Covered Drugs and/or Member (or Participant) Handbook Chapter 5 to make the language referenced above consistent in both documents must communicate these revisions to enrollees in accordance with the "Mid-Year Change Notification to Enrollees" instructions in Section 100.4, List of Required Materials, in CY 2020 state-specific Marketing Guidance. MMPs and MSHO Plans must not use the errata process to communicate these changes.

Please contact the Medicare-Medicaid Coordination Office at MMCOCapsModel@cms.hhs.gov if you have any questions.