

DEPARTMENT OF HEALTH AND SOCIAL SERVICES



ADOPTED CHANGES TO REGULATIONS

7 AAC 43. Medical Assistance. Drug Reimbursement



FILED REGULATIONS

Changes Effective April 14, 2007

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Title 7. Health and Social Services.

7 AAC 43.591 is amended by adding new subsections to read:

(n) In addition to dispensing fees paid under (g) of this section for tobacco cessation medication, the department will pay for tobacco cessation medication therapy management

(1) if initially ordered by a physician, advanced nurse practitioner, or physician assistant;

(2) if provided by a pharmacist who

(A) has attended a continuing education course in tobacco cessation; and

(B) provides practical counseling in person to a recipient for at least three minutes and no more than 10 minutes; practical counseling must be in accordance with the United States Department of Health and Human Services, Public Health Service's *Quick Reference Guide for Clinicians: Treating Tobacco Use and Dependence*, dated October 2000, pages 9 - 11, adopted by reference; and

(C) maintains a record of the delivered practical counseling;

(3) at the rate paid to an advanced nurse practitioner for services assigned code G0375 in the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services's (CMS) *Healthcare Common Procedure Coding System (HCPCS) 2007*, adopted by reference as amended from time to time; and

(4) no more than once per 30-day period for a recipient.

(o) In addition to dispensing fees paid under (g) of this section for vaccines, the department will pay for medication therapy management for vaccine administration

- (1) if provided by a pharmacist to a recipient under 21 years of age; and
- (2) at a rate of \$6 per vaccine administration.

(p) The department will pay, under (g) of this section, a provider for packaging prescription medications into a mediset

- (1) for no more than one dispensing fee per seven-day supply;
- (2) if, for each specific medication in the mediset, the prescribing provider also prescribes that the medication be packaged in a mediset;

- (3) for a recipient who

- (A) does not reside in a nursing home or a long-term care facility; and

- (B) has one of the following conditions or needs:

- (i) chronic mental illness;

- (ii) anti-coagulation;

- (iii) a seizure disorder;

- (iv) residence in an assisted living home; and

- (4) if the pharmacy indicates on the claim that the fee is for dispensing a pharmacy unit dose.

(q) In (p) of this section, "mediset" means a quantity or unit dose of a prescription medication that the provider re-packages into single dosage packing to help a recipient adhere to

difficult dosing regimens. (Eff. 2/1/89, Register 109; am 6/14/89, Register 110; readopt 8/7/96, Register 139; am 6/26/98, Register 146; am 5/5/99, Register 150; am 3/3/2001, Register 157; am 4/28/2005, Register 174; am 04/14/2007, Register 182)

Authority: AS 47.05.010 AS 47.07.040 AS 47.07.050
AS 47.07.030

Editor's note: The *American Druggist Blue Book* is available for inspection at the office of the Department of Health and Social Services, Division of Health Care Services, 4501 Business Park Boulevard, Suite 24, Anchorage, Alaska 99503-7167.

Effective 8/7/96, Register 139, the Department of Health and Social Services readopted 7 AAC 43.591 in its entirety, without change, under AS 47.05 and AS 47.07. Executive Order No. 72 transferred certain rate-setting authority to the department.

The United States Department of Health and Human Services, Public Health Service's Quick Reference Guide for Clinicians: Treating Tobacco Use and Dependence, adopted by reference in 7 AAC 43.591(n), may be obtained by contacting any of the following Public Health Service clearinghouse telephone numbers: Agency for Healthcare Research and Quality (AHRQ), (800) 358-9295; Centers for Disease Control and Prevention (CDC), (800) CDC-1311 ((800) 232-1311); National Cancer Institute (NCI), (800) 4-CANCER ((800) 422-6237). The publication may also be obtained at the following Internet address: www.surgeongeneral.gov/tobacco/tobaqrg.pdf.

The United States Department of Health and Human Services, Centers for Medicare and Medicaid Services's (CMS) *Healthcare Common Procedure Coding System (HCPCS) 2007*, adopted by reference in 7 AAC 43.591(n), may be obtained by contacting the American Medical Association at P.O. Box 930876, Atlanta, GA 31193, or by visiting their Internet address: <https://catalog.ama-assn.org/Catalog/home.jsp>. A copy of the *HCPCS* is available for examination at the Department of Health and Social Services, Division of Health Care Services, 350 Main St., Juneau, Alaska 99801.