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## Statewide Medicaid Managed Care (SMMC) Policy Transmittal

### Policy Transmittal: 18-07

#### Applicable to:

- Comprehensive Long-term Care (LTC) Plan
- Managed Medical Assistance Health Maintenance Organization
- Managed Medical Assistance Provider Service Network
- Managed Medical Assistance Specialty Plan
- Children's Medical Services (CMS) Plan

#### Applicable to enrollees in:

- Managed Medical Assistance (MMA)
- Long-term Care (LTC)

### Re: Drug Rebates

The Agency is responsible for negotiating supplemental rebates and the net pricing for drugs on the Agency's Preferred Drug List (PDL). (Attachment II, Section II.C.13<sup>1</sup>) The Agency is the sole negotiator of pharmaceutical rebates and all rebate payments for drugs on the Agency's PDL. (Attachment II, Exhibit II-A, Section V.A.1.a.(25)(a)<sup>2</sup>) The purpose of this policy transmittal is to inform the managed care plan of contract requirements regarding the negotiating and invoicing of drug rebates and supplemental drug rebates for drugs not on the Agency's PDL.

During the time that the managed care plan is utilizing the Agency's PDL, the managed care plan cannot negotiate any drug rebates with pharmaceutical manufacturers for prescribed drugs. The Agency shall be responsible for invoicing pharmaceutical manufacturers for federal rebates mandated under federal law, and for supplemental rebates negotiated by the Agency (see s. 409.912(5)(a)(7) and (12), F.S.).

If you have any questions, please contact your Agency contract manager at (850) 412-4004.

Sincerely,

Shevaun Harris  
Assistant Deputy Secretary for  
Medicaid Policy and Quality

SH/mf

<sup>1</sup> The citation for the CMS plan contract is Attachment I, Section II.C.13.

<sup>2</sup> The citation for the CMS plan contract is Attachment I, Section V.A.1.a.(25)(a).

