

13880 (eff 2-21-24)

PART He-W 570 PHARMACEUTICAL SERVICES

Readopt with amendment He-W 570.04, effective 5-22-18 (Document #12529), to read as follows:

He-W 570.04 Covered Items. With the exception of those items specified in He-W 570.05, the following FDA approved drugs, if rated effective, and if produced by manufacturers who are participating in the United States Department of Health and Human Services' (USDHHS) drug rebate agreement, shall be covered when prescribed by a licensed practitioner and subject to the prior authorization requirements in He-W 570.06:

(a) Legend drugs, only when prescribed as part of the course of medical treatment for a specific illness, injury, or disease for use specified by the FDA, or for non-experimental purposes, as supported by accepted medical practice, and in accordance with He-W 570.08;

(b) Select non-legend drugs, with the exception of those specified in He-W 570.05 and, only when prescribed as part of the course of medical treatment for a specific illness, injury, or disease for use specified by the FDA, or for non-experimental purposes, as supported by accepted medical practice, and in accordance with (c) below and He-W 570.08;

(c) Non-legend drugs, only when prescribed or dispensed as generic drugs including:

- (1) Antihistamines;
- (2) Antacids and H2-Receptor Agonists;
- (3) Analgesics, salicylates, and antipyretics;
- (4) Magnesium, iron, niacin, and calcium;
- (5) Ganglionic stimulants;
- (6) Laxatives and cathartics;
- (7) Hyperglycemics;
- (8) Topical steroids;
- (9) Vaginal and topical antifungals;
- (10) Topical antimicrobials;
- (11) Lice treatments; and
- (12) Oral contraceptives;

(d) Opioid rescue, both brand and generic;

(e) Compound drugs when at least one ingredient can be identified by a rebatable NDC; and

(f) Nutritional supplements when needed to sustain life.

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Appendix

RULE	STATE OR FEDERAL STATUTE THE RULE IMPLEMENTS
He-W 570.04	42 CFR 440.120, 42 CFR 441.25, 42 CFR 440.225, 42 CFR 440.230(d), 42 CFR 431 Subpart E, 42 USC 1396r-8(d), 42 USC 1396r-8(k)(2)