



State of New Jersey  
Department of Human Services  
Division of Medical Assistance & Health Services

# NEWSLETTER

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Volume 22, No. 19

December 2012

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**TO:** Providers of Pharmaceutical Services – **For Action**  
Health Maintenance Organizations – **For Information Only**

**SUBJECT:** **New Affordable Care Act Requirements for Pharmaceutical Services**

**EFFECTIVE:** Claims with service dates on or after January 1, 2013

**PURPOSE:** To notify providers of retail, institutional and long-term-care pharmaceutical services of new Affordable Care Act requirements for NJ FamilyCare (NJFC)/Medicaid fee-for-service (FFS) beneficiaries effective January 1, 2013.

**BACKGROUND:** The Patient Protection and Affordable Care Act (PPACA) of 2010 (42 CFR 455 Subpart E) requires that prescribers of a FFS pharmacy service enroll in the NJFC/Medicaid program as either a participating “billing” or non-participating “non-billing” provider. A “billing” provider can bill NJFC/Medicaid for providing a healthcare service, such as an office visit. “Non-billing” providers are referring, prescribing, attending, ordering or operating practitioners (i.e. physicians or advanced practice nurses) who are enrolled in NJFC/Medicaid, but are authorized only to prescribe or order a healthcare service for a NJFC/Medicaid FFS beneficiary, such as prescription medications. PPACA requires that state Medicaid agencies conduct monthly screenings of all enrolled providers, billing and non-billing, to ensure their continued eligibility as providers in the NJFC/Medicaid program.

**Both “billing” and “non-billing” providers are authorized to prescribe medications for a NJFC/Medicaid FFS beneficiary.**

**ACTION: Effective for FFS pharmacy claims with service dates on or after January 1, 2013, prescribers of medications for NJFC/Medicaid beneficiaries must be enrolled as either billing or non-billing eligible providers in the NJFC/Medicaid Program. A pharmacy claim shall be denied FFS payment if the prescriber is not enrolled as an eligible prescriber in the NJFC/Medicaid FFS Program. **Drugs are NOT a covered service when prescribed by a provider who is banned or otherwise not enrolled in the NJFC/Medicaid program.****

To minimize possible disruptions in pharmacy services on or after January 1, 2013, the Division is implementing a fifteen (15) day “grace period” for NJFC/Medicaid beneficiaries to receive medications in cases where the prescriber is not eligible.

- The grace period shall begin with the first pharmacy claim submitted with a service date on or after January 1, 2013 for a *beneficiary and ineligible prescriber* combination. **Error Code 2266, “Ineligible Prescriber - Prescriber Call 609-588-6036/30 DS Allowed during the 15-Day Grace Period”** shall post to these claims. The Error Code denial is intended to inform pharmacies that a grace period has begun for a specific *beneficiary and ineligible prescriber* combination. The pharmacist must resubmit the claim for payment ensuring that the days’ supply does not exceed 30 days.
- Pharmacy claims submitted during the 15-day grace period for the same *beneficiary and ineligible prescriber* combination shall be considered for payment. **Error Code 2268, “Ineligible Prescriber, Claim is in 15-Day Grace Period – Prescriber Contact 609-588-6036”** shall post to these claims for informational purposes only.
- During the grace period, the reported days’ supply for eligible prescriptions shall not exceed thirty (30) days. Accommodations have been made to avoid the need to break package sizes during the grace period. For special circumstances justifying the need to dispense a drug quantity exceeding a 30 days’ supply, the pharmacy or prescriber may request prior authorization. If an eligible prescription exceeds a 30-day supply, then **Error Code 2267, “Ineligible Prescriber – Prescriber Call 877-888-2939 for PA/Grace Period 30 DS Limit Exceeded”** shall post.
- Requests to fill prescriptions for a *beneficiary and ineligible prescriber* combination outside of the grace period require the pharmacy or prescriber to request prior authorization. **Error Code 2269, “No Fills Allowed Outside 15-day Grace Period/Prescriber Call 877-888-2939 for PA”** shall post to these claims.

***Responses received by pharmacies from the claims processing system are intended to be informative with the anticipation that pharmacies will share this information with prescribers and beneficiaries. The Division is requesting the cooperation of pharmacies to encourage prescribers to enroll in the NJFC/Medicaid program as a non-billing provider. Molina Medicaid Solutions will be responsible for administrative requests related to the provider enrollment process, as well as clinical requests related to the grace period.***

When appropriate, pharmacies may report an NPI associated with a hospital when submitting pharmacy claims for medications prescribed by a medical resident. The Division of Medical Assistance and Health Services will closely monitor the reporting of hospital NPIs to ensure their appropriate utilization.

When billing the NJFC/Medicaid FFS program for influenza vaccine or Plan B® not prescribed by a practitioner, the pharmacy must report its pharmacy NPI as the prescribing/referring entity on pharmacy claims.

The New Jersey Division of Medical Assistance and Health Services (DMAHS) offers two (2) Provider Directories that may be used to identify prescribers authorized to prescribe medications for NJFC/Medicaid FFS beneficiaries. Both directories may be found at [www.njmmis.com](http://www.njmmis.com).

- A public web directory that identifies FFS “**billing**” **providers** that may be accessed by clicking on “Provider Directory”; choosing a “County”; choosing a “Provider Type”; and choosing “Organization Name or a Last Name.”
- A new web directory found in the secure area of the website that identifies FFS “**non-billing**” **providers (not accessible to the public)**. Pharmacies not currently registered may register at [www.njmmis.com](http://www.njmmis.com) to be assigned a UserName and Password to access the SECURE area of the website. After receiving authorization to access the SECURE area of the website, the pathway for accessing the “Provider Directory” for “**non-billing**” **providers** is the same as the public website. The secured ‘non-billing’ directory will be accessible to billing providers on or about January 1, 2013.

On the website homepage, there is also an explanatory message regarding the ACA requirements and a link to the ***Prescribing/Ordering/Referring/Attending Physician Or Other Professional Application*** (FD-20B 11/16/2012) for prescribers to enroll in Medicaid as “non-billing” providers.

To further inform FFS beneficiaries of the ACA requirements, the Division of Medical Assistance and Health Services has attached a Poster which may be displayed in your pharmacy.

**THESE NEW ACA REQUIREMENTS DO NOT APPLY TO THE PHARMACEUTICAL ASSISTANCE TO THE AGED AND DISABLED AND THE SENIOR GOLD PRESCRIPTION DRUG DISCOUNT PROGRAMS.**

If you have any questions concerning this Newsletter, please contact Molina Medicaid Solutions (formerly Unisys) Provider Services at 800-776-6334.

**RETAIN THIS NEWSLETTER FOR FUTURE REFERENCE**



**State of New Jersey  
Department of Human Services  
Division of Medical Assistance & Health Services**

**ATTENTION NJ FAMILYCARE/MEDICAID  
BENEFICIARIES**

**EFFECTIVE JANUARY 1, 2013**, the Affordable Care Act requires that your practitioner (i.e. physician or advanced practice nurse) be authorized by the New Jersey Medicaid Program to prescribe your medication(s).

Practitioners licensed in New Jersey have been contacted by the State. Please confirm with your practitioner that he or she is authorized by Medicaid to prescribe your medication(s).

The NJ Medicaid Program will not cover the cost of a prescription written by an unauthorized prescriber.

Those practitioners who have not yet been authorized by Medicaid to prescribe your medication(s) can go to the Molina Medicaid Solutions website at [www.njmmis.com](http://www.njmmis.com) to download an abbreviated enrollment application or may call (609) 588-6036.