



**Prescription Rider Rx M “Mandatory Generic”
PPACA**

The following rider is an addendum to the “Group Subscriber Certificate of Coverage” which provides for the provision of all basic health services.

Benefits

The “Benefits” section of the Group Subscriber Certificate of Coverage is amended as follows:

Outpatient Prescription Drugs or Medicines:

- This rider covers only generic prescription drugs. Brand name prescription drugs are not covered.
- Outpatient Food and Drug Administration (FDA) approved prescription drugs or medicines are covered when medically necessary and prescribed by a licensed Provider. Each prescription is limited to a maximum 30-day supply, with up to four refills when authorized by a licensed Provider.
- If you purchase a covered drug at a non-participating pharmacy, you must pay the retail price for the drug, and then submit a claim for reimbursement from the Plan. Reimbursement for drugs purchased at non-participating pharmacies will be limited to the Reasonable Charge for the drug minus the co-payment.

Prescription drug coverage also includes:

- Medically necessary enteral formulas for home use when prescribed by a licensed provider. The formula must have been proven effective as a disease-specific treatment regime for those individuals who are or will become malnourished or suffer from disorders, which if left untreated, cause chronic disability, mental retardation or death. This rider covers brand name and generic enteral formulas.
- Modified solid food products that are low protein, when medically necessary for certain inherited diseases of amino acids and organic metabolism.
- Hypodermic needles and syringes used to administer medications that are covered by Easy Choice Health Plan of New York, when prescribed by a licensed practitioner and purchased through a Plan Pharmacy.
- Certain non-FDA approved prescribed drugs, whether brand name or generic, recognized for the treatment of specific types of cancer by one of the following:
 - A. The American Hospital Formulary Service-Drug Information
 - B. National Comprehensive Cancer Networks Drugs and Biologics Compendium
 - C. Thompson Micromedex DrugDex
 - D. Elsevier Gold Standard’s Clinical Pharmacology
 - E. Authoritative compendia identified by the Federal Secretary of Health and Human

Services or by the Centers for Medicare and Medicaid Services (CMS) or recommended by a review article or editorial comment in a major peer reviewed professional journal.

- Allergy Serums, whether brand name or generic.
- Bone mineral density brand name and generic prescription drugs and devices including those covered under the federal Medicare program and those in accordance with the criteria of the National Institutes of Health and if consistent with such criteria, dual-energy x-ray absorptiometry. Covered Services shall be provided to a Member who qualifies under the criteria of the federal Medicare program and the criteria of the National Institutes of Health. This includes a Member who meets the following criteria:
 - i. The Member has previously been diagnosed with osteoporosis or has a family history of osteoporosis; or
 - ii. The Member has symptoms or conditions indicative of the presence, or the significant risk, of osteoporosis; or
 - iii. Member is on a prescribed drug regimen posing a significant risk of osteoporosis, or
 - iv. The Member's age, gender, other physiological characteristics and/or lifestyle factors pose a significant risk of osteoporosis.
- For Members between the ages of twenty-one (21) and forty-four (44), brand name and generic prescription drugs approved by the federal FDA for use in the diagnosis and treatment of infertility. There is no coverage for Prescription drugs used in connection with any infertility service which is specifically excluded from coverage.
- You have the right to file an appeal with an independent, outside review panel whenever the Plan denies coverage for prescription drugs because the drug is not considered medically necessary or is considered an experimental or investigational treatment. Further details as to how you may request an appeal are provided in the Certificate of Coverage.

Generic Mail Order Drug Program

You are encouraged to utilize our Generic Mail Order drug program. Generic drugs are covered with a written prescription by a Provider. Prescriptions must be filled at the Easy Choice Health Plan of New York approved Generic Drug Mail Order Pharmacy.

Co-payments

- You are responsible for an annual deductible of \$0 per covered member for a generic drug.
- You are responsible for a \$10 co-payment for each generic prescription filled at a Pharmacy.
- You are responsible for a \$0 co-payment for each mail order generic prescription.

Limitations and Exclusions

Except to the extent that such benefits are either medically necessary or are required to be provided by applicable Law, prescription drug benefits *do not* include:

1. All non-generic classified prescription drugs.
2. Any drug which does not require a prescription, such as over-the-counter or non-legend drugs, even if a prescription is written.
3. Antibacterial soaps/detergents, shampoos, toothpaste/gels and mouthwashes/rinses.
4. Prescription drugs dispensed to a Member while he is a patient in a hospital, nursing home, or other institution.
5. Prescription drugs used in connection with drug addiction, unless medically necessary and pre-authorized by Easy Choice Health Plan of New York.

6. Amphetamines, appetite suppressants, and hair growth stimulants unless medically necessary and pre-authorized by Easy Choice Health Plan of New York.
7. Medications for cosmetic purposes only.
8. Prescription drugs dispensed by a provider office.
9. Experimental and Investigational Drugs which are defined as drugs which have not been approved by the FDA and or NIH or have not been shown to be safe and effective through clinical trials or are not generally accepted as safe and effective by a majority of clinical providers with significant experience in the usage of the drugs, unless recommended by an external appeal agent.
10. Replacements of drugs resulting from loss, theft or breakage.

Other limitations on coverage are as follows:

1. The maximum coverage for any authorized modified solid food products for any continuous period of 12 months shall not exceed \$2,500.
2. Some drugs require Pre-authorization. Provider/Member is responsible for obtaining the necessary authorization prior to prescribing the drug.
3. Prescription drug coverage does not include prescription contraceptive drugs or devices unless covered by a separate Contraceptive Coverage Rider.

All of the terms, conditions and limitations of your Easy Choice Health Plan of New York HMO Subscriber Contract to which this rider is attached also apply to this Rider, except where specifically changed by this Rider.