

2021



# Evidence of Coverage

MedicareBlue<sup>SM</sup> Rx Standard (PDP)

January 1 – December 31, 2021

## ***Your Medicare prescription drug coverage as a member of MedicareBlue Rx Standard (PDP)***

*This booklet gives you the details about your Medicare prescription drug coverage from January 1 – December 31, 2021. It explains how to get coverage for the prescription drugs you need. **This is an important legal document. Please keep it in a safe place.***

This plan, MedicareBlue Rx Standard, is offered by Blue Cross and Blue Shield. (When this Evidence of Coverage says “we,” “us,” or “our,” it means Blue Cross and Blue Shield. When it says “plan” or “our plan,” it means MedicareBlue Rx Standard.)

Please contact our customer service number at **1-888-832-0075** for additional information. (TTY users should call **711**). Hours are 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times.

This information is available in different formats, including large print. Please call customer service at the number listed on the back cover of this booklet if you need plan information in another format or language.

Benefits, premiums, deductibles and/or copayments/coinsurance may change on January 1, 2022. The formulary and/or pharmacy network may change at any time. You will receive notice when necessary.

Coverage is available to residents of the service area and separately issued by one of the following plans: Wellmark Blue Cross and Blue Shield of Iowa,\* Blue Cross and Blue Shield of Minnesota,\* Blue Cross and Blue Shield of Montana,\* Blue Cross and Blue Shield of Nebraska,\* Blue Cross Blue Shield of North Dakota,\* Wellmark Blue Cross and Blue Shield of South Dakota,\* and Blue Cross Blue Shield of Wyoming.\*

\*Independent licensees of the Blue Cross and Blue Shield Association.



---

# 2021 Evidence of Coverage

## Table of contents

---

This list of chapters and page numbers is your starting point. For more help in finding information you need, go to the first page of a chapter. **You will find a detailed list of topics at the beginning of each chapter.**

<b>Chapter 1. Getting started as a member</b> . . . . .	<b>1</b>
Explains what it means to be in a Medicare prescription drug plan and how to use this booklet. Tells about materials we will send you, your plan premium, the Part D late enrollment penalty, your plan membership card and keeping your membership record up to date.	
<b>Chapter 2. Important phone numbers and resources</b> . . . . .	<b>14</b>
Tells you how to get in touch with our plan (MedicareBlue Rx Standard) and with other organizations including Medicare, the State Health Insurance Assistance Program (SHIP), the quality improvement organization, Social Security, Medicaid (the state health insurance program for people with low incomes), programs that help people pay for their prescription drugs, and the Railroad Retirement Board.	
<b>Chapter 3. Using the plan’s coverage for your Part D prescription drugs</b> . . . . .	<b>27</b>
Explains rules you need to follow when you get your Part D drugs. Tells how to use the plan’s List of Covered Drugs (Formulary) to find out which drugs are covered. Tells which kinds of drugs are <i>not</i> covered. Explains several kinds of restrictions that apply to coverage for certain drugs. Explains where to get your prescriptions filled. Tells about the plan’s programs for drug safety and managing medications.	
<b>Chapter 4. What you pay for your Part D prescription drugs</b> . . . . .	<b>45</b>
Tells about the four stages of drug coverage ( <i>deductible stage, initial coverage period, coverage gap stage, catastrophic coverage stage</i> ) and how these stages affect what you pay for your drugs. Explains the five cost-sharing tiers for your Part D drugs and tells what you must pay for a drug in each cost-sharing tier.	
<b>Chapter 5. Asking us to pay our share of the costs for covered drugs</b> . . . . .	<b>58</b>
Explains when and how to send a bill to us when you want to ask us to pay you back for our share of the cost for your covered drugs.	
<b>Chapter 6. Your rights and responsibilities</b> . . . . .	<b>63</b>
Explains the rights and responsibilities you have as a member of our plan. Tells what you can do if you think your rights are not being respected.	
<b>Chapter 7. What to do if you have a problem or complaint (coverage decisions, appeals, complaints)</b> . . . .	<b>76</b>
Tells you step-by-step what to do if you are having problems or concerns as a member of our plan.	
<ul style="list-style-type: none"><li>• Explains how to ask for coverage decisions and make appeals if you are having trouble getting the prescription drugs you think are covered by our plan. This includes asking us to make exceptions to the rules and/or extra restrictions on your coverage.</li><li>• Explains how to make complaints about quality of care, waiting times, customer service, and other concerns.</li></ul>	

<b>Chapter 8. Ending your membership in the plan.</b> .....	<b>93</b>
Explains when and how you can end your membership in the plan. Explains situations in which our plan is required to end your membership.	
<b>Chapter 9. Legal notices</b> .....	<b>100</b>
Includes notices about governing law and about non-discrimination.	
<b>Chapter 10. Definitions of important words.</b> .....	<b>104</b>
Explains key terms used in this booklet.	

# CHAPTER 1

*Getting started as a member*

## Chapter 1. Getting started as a member

<b>SECTION 1</b>	<b>Introduction</b>	<b>4</b>
Section 1.1	You are enrolled in MedicareBlue Rx Standard, which is a Medicare prescription drug plan	4
Section 1.2	What is the Evidence of Coverage booklet about?	4
Section 1.3	Legal information about the Evidence of Coverage	4
<b>SECTION 2</b>	<b>What makes you eligible to be a plan member?</b>	<b>4</b>
Section 2.1	Your eligibility requirements	4
Section 2.2	What are Medicare Part A and Medicare Part B?	4
Section 2.3	Here is the plan service area for MedicareBlue Rx Standard	5
Section 2.4	U.S. citizen or lawful presence	5
<b>SECTION 3</b>	<b>What other materials will you get from us?</b>	<b>5</b>
Section 3.1	Your plan membership card – Use it to get all covered prescription drugs	5
Section 3.2	The Pharmacy Directory: Your guide to pharmacies in our network	5
Section 3.3	The plan’s List of Covered Drugs (Formulary)	6
Section 3.4	The Part D Explanation of Benefits (the Part D EOB): Reports with a summary of payments made for your Part D prescription drugs	6
<b>SECTION 4</b>	<b>Your monthly premium for MedicareBlue Rx Standard</b>	<b>6</b>
Section 4.1	How much is your plan premium?	6
<b>SECTION 5</b>	<b>Do you have to pay the Part D late enrollment penalty?</b>	<b>7</b>
Section 5.1	What is the Part D late enrollment penalty?	7
Section 5.2	How much is the Part D late enrollment penalty?	8
Section 5.3	In some situations, you can enroll late and not have to pay the penalty	8
Section 5.4	What can you do if you disagree about your Part D late enrollment penalty?	9
<b>SECTION 6</b>	<b>Do you have to pay an extra Part D amount because of your income?</b>	<b>9</b>
Section 6.1	Who pays an extra Part D amount because of income?	9
Section 6.2	How much is the extra Part D amount?	9
Section 6.3	What can you do if you disagree about paying an extra Part D amount?	9
Section 6.4	What happens if you do not pay the extra Part D amount?	9
<b>SECTION 7</b>	<b>More information about your monthly premium</b>	<b>9</b>
Section 7.1	There are several ways you can pay your plan premium	10
Section 7.2	Can we change your monthly plan premium during the year?	11

**SECTION 8 Please keep your plan membership record up to date . . . . . 12**  
Section 8.1 How to help make sure that we have accurate information about you . . . . . 12

**SECTION 9 We protect the privacy of your personal health information . . . . . 12**  
Section 9.1 We make sure that your health information is protected . . . . . 12

**SECTION 10 How other insurance works with our plan. . . . . 12**  
Section 10.1 Which plan pays first when you have other insurance? . . . . . 12

---

## SECTION 1 Introduction

---

### Section 1.1 You are enrolled in MedicareBlue Rx Standard, which is a Medicare prescription drug plan

---

You are covered by Original Medicare for your health care coverage, and you have chosen to get your Medicare prescription drug coverage through our plan, MedicareBlue Rx Standard.

There are different types of Medicare plans. MedicareBlue Rx Standard is a Medicare prescription drug plan (PDP). Like all Medicare plans, this Medicare prescription drug plan is approved by Medicare and run by a private company.

### Section 1.2 What is the Evidence of Coverage booklet about?

---

This Evidence of Coverage booklet tells you how to get your Medicare prescription drug coverage through our plan. This booklet explains your rights and responsibilities, what is covered, and what you pay as a member of the plan.

The words coverage and covered drugs refer to the prescription drug coverage available to you as a member of MedicareBlue Rx Standard.

It's important for you to learn what the plan's rules are and what coverage is available to you. We encourage you to set aside some time to look through this Evidence of Coverage booklet.

If you are confused or concerned or just have a question, please contact our plan's customer service (phone numbers are printed on the back cover of this booklet).

### Section 1.3 Legal information about the Evidence of Coverage

---

#### It's part of our contract with you

This Evidence of Coverage is part of our contract with you about how MedicareBlue Rx Standard covers your care. Other parts of this contract include your enrollment form, the List of Covered Drugs

(Formulary), and any notices you receive from us about changes to your coverage or conditions that affect your coverage. These notices are sometimes called riders or amendments.

The contract is in effect for months in which you are enrolled in MedicareBlue Rx Standard between January 1, 2021 and December 31, 2021.

Each calendar year, Medicare allows us to make changes to the plans that we offer. This means we can change the costs and benefits of MedicareBlue Rx Standard after December 31, 2021. We can also choose to stop offering the plan, or to offer it in a different service area, after December 31, 2021.

#### Medicare must approve our plan each year

Medicare (the Centers for Medicare & Medicaid Services) must approve MedicareBlue Rx Standard each year. You can continue to get Medicare coverage as a member of our plan as long as we choose to continue to offer the plan and Medicare renews its approval of the plan.

---

## SECTION 2 What makes you eligible to be a plan member?

---

### Section 2.1 Your eligibility requirements

---

You are eligible for membership in our plan as long as:

- You have Medicare Part A or Medicare Part B (or you have both Part A and Part B) (Section 2.2 tells you about Medicare Part A and Medicare Part B)
- – *and* – You are a United States citizen or are lawfully present in the United States
- – *and* – You live in our geographic service area (Section 2.3 describes our service area)

### Section 2.2 What are Medicare Part A and Medicare Part B?

---

As discussed in Section 1.1, you have chosen to get your prescription drug coverage (sometimes called Medicare Part D) through our plan. Our plan has contracted with Medicare to provide you with most of these Medicare benefits. We describe the drug



coverage you receive under your Medicare Part D coverage in Chapter 3.

When you first signed up for Medicare, you received information about what services are covered under Medicare Part A and Medicare Part B. Remember:

- Medicare Part A generally helps cover services provided by hospitals for inpatient services, skilled nursing facilities, or home health agencies.
- Medicare Part B is for most other medical services (such as physician's services, home infusion therapy and other outpatient services) and certain items (such as durable medical equipment (DME) and supplies).

## Section 2.3 Here is the plan service area for MedicareBlue Rx Standard

Although Medicare is a federal program, MedicareBlue Rx Standard is available only to individuals who live in our plan service area. To remain a member of our plan, you must continue to reside in the plan service area. The service area is described below.

Our service area includes these states: Iowa, Minnesota, Montana, Nebraska, North Dakota, South Dakota and Wyoming.

If you plan to move out of the service area, please contact customer service (phone numbers are printed on the back cover of this booklet). When you move, you will have a special enrollment period that will allow you to enroll in a Medicare health or drug plan that is available in your new location.

It is also important that you call Social Security if you move or change your mailing address. You can find phone numbers and contact information for Social Security in Chapter 2, Section 5.

## Section 2.4 U.S. citizen or lawful presence


A member of a Medicare health plan must be a U.S. citizen or lawfully present in the United States. Medicare (the Centers for Medicare & Medicaid Services) will notify MedicareBlue Rx Standard if you are not eligible to remain a member on this

basis. MedicareBlue Rx Standard must disenroll you if you do not meet this requirement.

## SECTION 3 What other materials will you get from us?

### Section 3.1 Your plan membership card – Use it to get all covered prescription drugs

While you are a member of our plan, you must use your membership card for our plan for prescription drugs you get at network pharmacies. You should

 <p>Me i ue Rx Standard (PDP)</p> <p>ELIZABETH ANN SAMPLENAME Identification number 803xxxxxx</p> <p>CMS S5743 001</p> <p>ISSUE: 004336 RXBIN: MEDDADY RXPCN: RX8633 RXGROUP:</p> <p>MedicareRx Prescription Drug Coverage</p>	<p>YourMedicareSolutions.com For questions or concerns on your Plan benefits, or to find a pharmacy, please call (8 a.m. to 8 p.m., daily, local time). Customer Service: 1-888-832-0075 TTY: 711</p> <p><b>DO NOT BILL MEDICARE</b> Submit claims to: Pharmacy Claims P.O. Box 52055 Phoenix, AZ 85062-0556</p> <p>Coverage is available to eligible members and separately issued by one of the following plans: Wellmark, BCBS of Iowa and South Dakota, BCBS of Minnesota, BCBS of Montana, BCBS of Nebraska, BCBS of North Dakota, BCBS of Wyoming <small>*Independent licensee of the BCBS Association</small></p> <p>For questions on your mail order prescription or to request coverage of a unit of sale call (24 hours/day, 7 days a week) VISA Customer Care: 1-866-412-5393 TTY: 711</p> <p>Pharmacy Help Desk: 1-888-639-3670 Please present this card at the time of service with every prescription.</p>
---	--

also show the provider your Medicaid card, if applicable. Here's a sample membership card to show you what yours will look like:

Please carry your card with you at all times and remember to show your card when you get covered drugs. If your plan membership card is damaged, lost, or stolen, call customer service right away and we will send you a new card. (Phone numbers for customer service are printed on the back cover of this booklet.)

You may need to use your red, white, and blue Medicare card to get covered medical care and services under Original Medicare.

### Section 3.2 The Pharmacy Directory: Your guide to pharmacies in our network

#### What are network pharmacies?

Network pharmacies are all of the pharmacies that have agreed to fill covered prescriptions for our plan members.

### Why do you need to know about network pharmacies?

You can use the Pharmacy Directory to find the network pharmacy you want to use. An updated Pharmacy Directory is on our website at **YourMedicareSolutions.com**. You may also call customer service for updated provider information or to ask us to mail you a Pharmacy Directory. **Please review the 2021 Pharmacy Directory to see which pharmacies are in our network.**

The Pharmacy Directory will also tell you which of the pharmacies in our network have preferred cost sharing, which may be lower than the standard cost sharing offered by other network pharmacies for some drugs.

If you don't have the Pharmacy Directory, you can get a copy from customer service (phone numbers are printed on the back cover of this booklet). At any time, you can call customer service to get up-to-date information about changes in the pharmacy network. You can also find this information on our website at **YourMedicareSolutions.com**.

### Section 3.3 The plan's List of Covered Drugs (Formulary)

---

The plan has a List of Covered Drugs (Formulary). We call it the Drug List for short. It tells which Part D prescription drugs are covered by MedicareBlue Rx Standard. The drugs on this list are selected by the plan with the help of a team of doctors and pharmacists. The list must meet requirements set by Medicare. Medicare has approved the MedicareBlue Rx Standard Drug List.

The Drug List also tells you if there are any rules that restrict coverage for your drugs.

We will provide you a copy of the Drug List. To get the most complete and current information about which drugs are covered, you can visit the plan's website (**YourMedicareSolutions.com**) or call customer service (phone numbers are printed on the back cover of this booklet).

### Section 3.4 The Part D Explanation of Benefits (the Part D EOB): Reports with a summary of payments made for your Part D prescription drugs

---

When you use your Part D prescription drug benefits, we will send you a summary report to help you understand and keep track of payments for your Part D prescription drugs. This summary report is called the Part D Explanation of Benefits (or the Part D EOB).

The Part D Explanation of Benefits tells you the total amount you, or others on your behalf, have spent on your Part D prescription drugs and the total amount we have paid for each of your Part D prescription drugs during the month. The Part D EOB provides more information about the drugs you take, such as increases in price and other drugs with lower cost sharing that may be available. You should consult with your prescriber about these lower cost options. Chapter 4 (What you pay for your Part D prescription drugs) gives more information about the Part D Explanation of Benefits and how it can help you keep track of your drug coverage.

A Part D Explanation of Benefits summary is also available upon request. To get a copy, please contact customer service (phone numbers are printed on the back cover of this booklet).

You can access electronic Explanation of Benefits statements online through **Caremark.com**<sup>†</sup>.

---

## SECTION 4 Your monthly premium for MedicareBlue Rx Standard

---

### Section 4.1 How much is your plan premium?

---

As a member of our plan, you pay a monthly plan premium. For 2021, the monthly premium for MedicareBlue Rx Standard is \$66.40. In addition, you must continue to pay your Medicare Part B premium

(unless your Part B premium is paid for you by Medicaid or another third party).

### **In some situations, your plan premium could be less**

There are programs to help people with limited resources pay for their drugs. These include Extra Help and State Pharmaceutical Assistance Programs. Chapter 2, Section 7 tells more about these programs. If you qualify, enrolling in the program might lower your monthly plan premium.

If you are *already enrolled* and getting help from one of these programs, the **information about premiums in this Evidence of Coverage may not apply to you**. We have included a separate insert, called the Evidence of Coverage Rider for People Who Get Extra Help Paying for Prescription Drugs (also known as the Low Income Subsidy Rider or the LIS Rider), which tells you about your drug coverage. If you don't have this insert, please call customer service and ask for the LIS Rider. (Phone numbers for customer service are printed on the back cover of this booklet.)

### **In some situations, your plan premium could be more**

In some situations, your plan premium could be more than the amount listed in Section 4.1. Some members are required to pay a **Part D late enrollment penalty** because they did not join a Medicare drug plan when they first became eligible or because they had a continuous period of 63 days or more when they didn't have creditable prescription drug coverage. (Creditable means the drug coverage is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.) For these members, the Part D late enrollment penalty is added to the plan's monthly premium. Their premium amount will be the monthly plan premium plus the amount of their Part D late enrollment penalty.

- If you are required to pay the Part D late enrollment penalty, the cost of the late enrollment penalty depends on how long you went without Part D or other creditable prescription drug coverage. Chapter 1, Section 5 explains the Part D late enrollment penalty.

- If you have a Part D late enrollment penalty and do not pay it, you could be disenrolled from the plan.

Some members may be required to pay an extra charge, known as the Part D income-related monthly adjustment amount (IRMAA), because, 2 years ago, they had a modified adjusted gross income above a certain amount on their IRS tax return. Members subject to an IRMAA will have to pay the standard premium amount and this extra charge, which will be added to their premium. Chapter 1, Section 6 explains the IRMAA in further detail.

---

## **SECTION 5 Do you have to pay the Part D late enrollment penalty?**

---

### **Section 5.1 What is the Part D late enrollment penalty?**

---

**Note:** If you receive Extra Help from Medicare to pay for your prescription drugs, you will not pay a late enrollment penalty.

The late enrollment penalty is an amount that is added to your Part D premium. You may owe a Part D late enrollment penalty if at any time after your initial enrollment period is over, there is a period of 63 days or more in a row when you did not have Part D or other creditable prescription drug coverage. Creditable prescription drug coverage is coverage that meets Medicare's minimum standards since it is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage. The cost of the late enrollment penalty depends on how long you went without Part D or other creditable prescription drug coverage. You will have to pay this penalty for as long as you have Part D coverage.

The Part D late enrollment penalty is added to your monthly premium. When you first enroll in MedicareBlue Rx Standard, we let you know the amount of the penalty.

Your Part D late enrollment penalty is considered part of your plan premium. If you do not pay your Part D late enrollment penalty, you could be disenrolled for failure to pay your plan premium.

## Section 5.2 How much is the Part D late enrollment penalty?

---

Medicare determines the amount of the penalty. Here is how it works:

- First count the number of full months that you delayed enrolling in a Medicare drug plan after you were eligible to enroll. Or count the number of full months in which you did not have creditable prescription drug coverage, if the break in coverage was 63 days or more. The penalty is 1% for every month that you didn't have creditable coverage. For example, if you go 14 months without coverage, the penalty will be 14%.
- Then Medicare determines the amount of the average monthly premium for Medicare drug plans in the nation from the previous year. For 2020, this average premium amount was \$32.74. This amount may change for 2021.
- To calculate your monthly penalty, you multiply the penalty percentage and the average monthly premium and then round it to the nearest 10 cents. In the example here it would be 14% times \$32.74, which equals \$4.58. This rounds to \$4.60. This amount would be added **to the monthly premium for someone with a Part D late enrollment penalty.**

There are three important things to note about this monthly Part D late enrollment penalty:

- First, **the penalty may change each year**, because the average monthly premium can change each year. If the national average premium (as determined by Medicare) increases, your penalty will increase.
- Second, **you will continue to pay a penalty** every month for as long as you are enrolled in a plan that has Medicare Part D drug benefits even if you change plans.
- Third, if you are under 65 and currently receiving Medicare benefits, the Part D late enrollment penalty will reset when you turn 65. After age 65, your Part D late enrollment penalty will be based only on the months that you don't have coverage after your initial enrollment period for aging into Medicare.

## Section 5.3 In some situations, you can enroll late and not have to pay the penalty

---

Even if you have delayed enrolling in a plan offering Medicare Part D coverage when you were first eligible, sometimes you do not have to pay the Part D late enrollment penalty.

**You will not have to pay a penalty for late enrollment if you are in any of these situations:**

- If you already have prescription drug coverage that is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage. Medicare calls this **creditable drug coverage**.

Please note:

- Creditable coverage could include drug coverage from a former employer or union, TRICARE, or the Department of Veterans Affairs. Your insurer or your human resources department will tell you each year if your drug coverage is creditable coverage. This information may be sent to you in a letter or included in a newsletter from the plan. Keep this information, because you may need it if you join a Medicare drug plan later.
- Please note: If you receive a certificate of creditable coverage when your health coverage ends, it may not mean your prescription drug coverage was creditable. The notice must state that you had creditable prescription drug coverage that was expected to pay as much as Medicare's standard prescription drug plan pays.
- The following are *not* creditable prescription drug coverage: prescription drug discount cards, free clinics, and drug discount websites.
- For additional information about creditable coverage, please look in your Medicare & You 2021 handbook or call Medicare at **1-800-MEDICARE (1-800-633-4227)**. TTY users call **1-877-486-2048**. You can call these numbers for free, 24 hours a day, 7 days a week.
- If you were without creditable coverage, but you were without it for less than 63 days in a row.
- If you are receiving Extra Help from Medicare.

## Section 5.4 What can you do if you disagree about your Part D late enrollment penalty?

---

If you disagree about your Part D late enrollment penalty, you or your representative can ask for a review of the decision about your late enrollment penalty. Generally, you must request this review **within 60 days** from the date on the first letter you receive stating you have to pay a late enrollment penalty. If you were paying a penalty before joining our plan, you may not have another chance to request a review of that late enrollment penalty. Call customer service to find out more about how to do this (phone numbers are printed on the back cover of this booklet).

**Important:** Do not stop paying your Part D late enrollment penalty while you're waiting for a review of the decision about your late enrollment penalty. If you do, you could be disenrolled for failure to pay your plan premiums.

## SECTION 6 Do you have to pay an extra Part D amount because of your income?

---

### Section 6.1 Who pays an extra Part D amount because of income?

---

If your modified adjusted gross income, as reported on your IRS tax return from 2 years ago, is above a certain amount, you'll pay the standard premium amount and an income-related monthly adjustment amount (IRMAA). IRMAA is an extra charge added to your premium.

If you have to pay an extra amount, Social Security, not your Medicare plan, will send you a letter telling you what that extra amount will be and how to pay it. The extra amount will be withheld from your Social Security, Railroad Retirement Board or Office of Personnel Management benefit check, no matter how you usually pay your plan premium, unless your monthly benefit isn't enough to cover the extra amount owed. If your benefit check isn't enough to cover the extra amount, you will get a bill from

Medicare. **You must pay the extra amount to the government. It cannot be paid with your monthly plan premium.**

### Section 6.2 How much is the extra Part D amount?

---

If your modified adjusted gross income as reported on your IRS tax return is above a certain amount, you will pay an extra amount in addition to your monthly plan premium. For more information on the extra amount you may have to pay based on your income, visit [Medicare.gov/Part-D/Costs/Premiums/Drug-Plan-Premiums.html](https://www.medicare.gov/Part-D/Costs/Premiums/Drug-Plan-Premiums.html).

### Section 6.3 What can you do if you disagree about paying an extra Part D amount?

---

If you disagree about paying an extra amount because of your income, you can ask Social Security to review the decision. To find out more about how to do this, contact Social Security at **1-800-772-1213** (TTY: **1-800-325-0778**).

### Section 6.4 What happens if you do not pay the extra Part D amount?

---

The extra amount is paid directly to the government (not your Medicare plan) for your Medicare Part D coverage. If you are required by law to pay the extra amount and you do not pay it, you **will** be disenrolled from the plan and lose prescription drug coverage.

## SECTION 7 More information about your monthly premium

---

### Many members are required to pay other Medicare premiums

In addition to paying the monthly plan premium, many members are required to pay other Medicare premiums. Some plan members (those who aren't eligible for premium-free Part A) pay a premium for Medicare Part A. Most plan members pay a premium for Medicare Part B.

## Chapter 1: Getting started as a member

If your modified adjusted gross income as reported on your IRS tax return from 2 years ago is above a certain amount, you'll pay the standard premium amount and an income-related monthly adjustment amount, also known as IRMAA. IRMAA is an extra charge added to your premium.

- **If you are required to pay the extra amount and you do not pay it, you will be disenrolled from the plan and lose prescription drug coverage.**
- If you have to pay an extra amount, Social Security, not your Medicare plan, will send you a letter telling you what that extra amount will be.
- For more information about Part D premiums based on income, go to Chapter 1, Section 6 of this booklet. You can also visit **Medicare.gov** or call **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**. Or you may call Social Security at **1-800-772-1213**. TTY users should call **1-800-325-0778**.

Your copy of Medicare & You 2021 gives information about the Medicare premiums in the section called 2021 Medicare Costs. This explains how the Medicare Part B and Part D premiums differ for people with different incomes. Everyone with Medicare receives a copy of Medicare & You each year in the fall. Those new to Medicare receive it within a month after first signing up. You can also download a copy of Medicare & You 2021 from the Medicare website (**Medicare.gov**). Or, you can order a printed copy by phone at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users call **1-877-486-2048**.

### Section 7.1 There are several ways you can pay your plan premium

There are four ways you can pay your plan premium. Members may make a premium payment option choice at the time of enrollment. Additionally, you may contact customer service to change your payment option or visit our online form at **YourMedicareSolutions.com/ChangePayment** at any time to switch to automatic payments.

If you decide to change the way you pay your premium, it can take up to three months for your

new payment method to take effect. While we are processing your request for a new payment method, you are responsible for making sure that your plan premium is paid on time.

#### Option 1: You can pay by check

Checks should be made out to MedicareBlue Rx and include your nine-digit member ID number on the memo line. Send payments and the detachable remittance coupon from the premium notice you receive to the following address:

MedicareBlue Rx  
P.O. Box 860702  
Minneapolis, MN 55486-0702

Premiums are due the first day of each month. Checks must be received by the first day of each month. If your check is not received by the first day of the month, or your payment check is returned for insufficient funds, your account will be considered delinquent. We will not charge you a fee for the returned check.

**Note:** Checks should not be made out to the Centers for Medicare & Medicaid Services (CMS) or the U.S. Department of Health and Human Services (HHS) and should not be sent to these agencies.

#### Option 2: You can pay with electronic funds transfer

Instead of paying by check, you can have your monthly plan premium automatically withdrawn from your bank account. To initiate this process, you can access the online payment change form at **YourMedicareSolutions.com/ChangePayment**. Or you can call customer service at the number listed on the back cover of this booklet and request an electronic funds transfer (EFT) form. You also received this form in your new member welcome kit when you joined the plan. Withdrawals will take place on or about the fifth day of each month. Any unpaid premiums due when EFT takes effect will be deducted at that time to bring your account up to date. This does not apply to premiums being deducted from your Social Security or Railroad Retirement Board benefit check.

**Option 3: You can have the plan premium taken out of your monthly Social Security check**

You can have the plan premium taken out of your monthly Social Security check. Contact customer service for more information on how to pay your monthly plan premium this way. We will be happy to help you set this up. (Phone numbers for customer service are printed on the back cover of this booklet.) You can access the online payment change form at [YourMedicareSolutions.com/ChangePayment](https://YourMedicareSolutions.com/ChangePayment).

**Option 4: You can have the plan premium taken out of your monthly Railroad Retirement Board check**

You can have the plan premium taken out of your monthly Railroad Retirement Board check. Contact customer service for more information on how to pay your monthly plan premium this way. We will be happy to help you set this up. (Phone numbers for customer service are printed on the back cover of this booklet.) You can access the online payment change form at [YourMedicareSolutions.com/ChangePayment](https://YourMedicareSolutions.com/ChangePayment).

**What to do if you are having trouble paying your plan premium**

Your plan premium is due in our office by the first day of each month. If we have not received your premium by the first day of the month, we will send you a notice telling you that your plan membership will end if we do not receive your premium payment within three calendar months.

If you are having trouble paying your premium on time, please contact customer service to see if we can direct you to programs that will help with your plan premium. (Phone numbers for customer service are printed on the back cover of this booklet.)

If we end your membership because you did not pay your premiums, you will still have health coverage under Original Medicare.

If we end your membership with the plan because you did not pay your premiums, and you don't currently have prescription drug coverage then you may not be able to receive Part D coverage until the following year if you enroll in a new plan during the annual enrollment period. During the annual

Medicare open enrollment period, you may either join a stand-alone prescription drug plan or a health plan that also provides drug coverage. (If you go without creditable drug coverage for more than 63 days, you may have to pay a Part D late enrollment penalty for as long as you have Part D coverage.)

At the time we end your membership, you may still owe us for premiums you have not paid. We have the right to pursue collection of the premiums you owe. In the future, if you want to enroll again in our plan (or another plan that we offer), you will need to pay the amount you owe before you can enroll.

If you think we have wrongfully ended your membership, you have a right to ask us to reconsider this decision by making a complaint. Chapter 7, Section 7 of this booklet tells how to make a complaint. If you had an emergency circumstance that was out of your control and it caused you to not be able to pay your plan premium within our grace period, you can ask us to reconsider this decision by calling **1-888-832-0075** between 8:00 a.m. and 8:00 p.m., daily, Central and Mountain times. TTY users should call **711**. You must make your request no later than 60 days after the date your membership ends.

**Section 7.2 Can we change your monthly plan premium during the year?**

**No.** We are not allowed to change the amount we charge for the plan's monthly plan premium during the year. If the monthly plan premium changes for next year we will tell you in September and the change will take effect on January 1.

However, in some cases the part of the premium that you have to pay can change during the year. This happens if you become eligible for the Extra Help program or if you lose your eligibility for the Extra Help program during the year. If a member qualifies for Extra Help with their prescription drug costs, the Extra Help program will pay part of the member's monthly plan premium. A member who loses their eligibility during the year will need to start paying their full monthly premium. You can find out more about the Extra Help program in Chapter 2, Section 7.

---

## SECTION 8 Please keep your plan membership record up to date

---

### Section 8.1 How to help make sure that we have accurate information about you

---

Your membership record has information from your enrollment form, including your address and telephone number. It shows your specific plan coverage.

The pharmacists in the plan's network need to have correct information about you. **These network providers use your membership record to know what drugs are covered and the cost-sharing amounts for you.** Because of this, it is very important that you help us keep your information up to date.

**Let us know about these changes:**

- Changes to your name, your address or your phone number
- Changes in any other medical or drug insurance coverage you have (such as from your employer, your spouse's employer, workers' compensation or Medicaid)
- If you have any liability claims, such as claims from an automobile accident
- If you have been admitted to a nursing home
- If your designated responsible party (such as a caregiver) changes

If any of this information changes, please let us know by calling customer service (phone numbers are printed on the back cover of this booklet). You can access the online address change form at [YourMedicareSolutions.com/UpdateContact](https://YourMedicareSolutions.com/UpdateContact).

It is also important to contact Social Security if you move or change your mailing address. You can find phone numbers and contact information for Social Security in Chapter 2, Section 5.

## Read over the information we send you about any other insurance coverage you have

Medicare requires that we collect information from you about any other medical or drug insurance coverage that you have. That's because we must coordinate any other coverage you have with your benefits under our plan. (For more information about how our coverage works when you have other insurance, see Section 10 in this chapter.)

Once each year, we will send you a letter that lists any other medical or drug insurance coverage that we know about. Please read over this information carefully. If it is correct, you don't need to do anything. If the information is incorrect, or if you have other coverage that is not listed, please call customer service (phone numbers are printed on the back cover of this booklet).

---

## SECTION 9 We protect the privacy of your personal health information

---

### Section 9.1 We make sure that your health information is protected

---

Federal and state laws protect the privacy of your medical records and personal health information. We protect your personal health information as required by these laws.

For more information about how we protect your personal health information, please go to Chapter 6, Section 1.3 of this booklet.

---

## SECTION 10 How other insurance works with our plan

---

### Section 10.1 Which plan pays first when you have other insurance?

---

When you have other insurance (like employer group health coverage), there are rules set by Medicare that decide whether our plan or your other insurance pays first. The insurance that pays first is called the primary payer and pays up to the limits



of its coverage. The one that pays second, called the secondary payer, only pays if there are costs left uncovered by the primary coverage. The secondary payer may not pay all of the uncovered costs.

These rules apply for employer or union group health plan coverage:

- If you have retiree coverage, Medicare pays first.
- If your group health plan coverage is based on your or a family member's current employment, who pays first depends on your age, the number of people employed by your employer, and whether you have Medicare based on age, disability, or end-stage renal disease (ESRD):
  - If you're under 65 and disabled and you or your family member is still working, your group health plan pays first if the employer has 100 or more employees or at least one employer in a multiple employer plan has more than 100 employees.
  - If you're over 65 and you or your spouse is still working, your group health plan pays first if the employer has 20 or more employees or at least one employer in a multiple employer plan has more than 20 employees.
- If you have Medicare because of ESRD, your group health plan will pay first for the first 30 months after you become eligible for Medicare.

These types of coverage usually pay first for services related to each type:

- No-fault insurance (including automobile insurance)
- Liability (including automobile insurance)
- Black lung benefits
- Workers' compensation

Medicaid and TRICARE never pay first for Medicare-covered services. They only pay after Medicare, employer group health plans, and/or Medigap have paid. If you have other insurance, tell your doctor,

hospital, and pharmacy. If you have questions about who pays first, or you need to update your other insurance information, call customer service (phone numbers are printed on the back cover of this booklet). You may need to give your plan member ID number to your other insurers (once you have confirmed their identity) so your bills are paid correctly and on time.

\*CVS Caremark Part D Services is an independent company providing pharmacy benefit management services.

# CHAPTER 2

*Important phone numbers and resources*

---

## Chapter 2. Important phone numbers and resources

---

<b>SECTION 1 MedicareBlue Rx Standard contacts</b> (how to contact us, including how to reach customer service at the plan) . . . . .	<b>16</b>
<b>SECTION 2 Medicare</b> (how to get help and information directly from the federal Medicare program) . . . . .	<b>17</b>
<b>SECTION 3 State Health Insurance Assistance Program</b> (free help, information and answers to your questions about Medicare) . . . . .	<b>18</b>
<b>SECTION 4 Quality improvement organization</b> (paid by Medicare to check on the quality of care for people with Medicare) . . . . .	<b>20</b>
<b>SECTION 5 Social Security</b> . . . . .	<b>21</b>
<b>SECTION 6 Medicaid</b> (a joint federal and state program that helps with medical costs for some people with limited income and resources) . . . . .	<b>21</b>
<b>SECTION 7 Information about programs to help people pay for their prescription drugs</b> . . . . .	<b>23</b>
<b>SECTION 8 How to contact the Railroad Retirement Board</b> . . . . .	<b>26</b>
<b>SECTION 9 Do you have group insurance or other health insurance from an employer?</b> . . . . .	<b>26</b>

## SECTION 1 MedicareBlue Rx Standard contacts (how to contact us, including how to reach customer service at the plan)

### How to contact our plan's customer service

For assistance with claims, billing or member card questions, please call or write to MedicareBlue Rx Standard customer service. We will be happy to help you.

Method	Customer service contact information
<b>CALL</b>	<b>1-888-832-0075</b> Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times. Voicemail is available after hours.  Customer service also has free language interpreter services available for non-English speakers.
<b>TTY</b>	<b>711</b> Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times.
<b>FAX</b>	<b>1-855-874-4702</b>
<b>WRITE</b>	MedicareBlue Rx P.O. Box 3178 Scranton, PA 18505
<b>WEBSITE</b>	<b>YourMedicareSolutions.com</b>

### How to contact us when you are asking for a coverage decision or making an appeal about your Part D prescription drugs

A coverage decision is a decision we make about your benefits and coverage or about the amount we will pay for your prescription drugs covered under the Part D benefit included in your plan. An appeal is a formal way of asking us to review and change a coverage decision we have made. For more information on asking for coverage decisions or making an appeal about your Part D prescription drugs, see Chapter 7 (What to do if you have a

problem or complaint (coverage decisions, appeals, complaints)).

You may call us if you have questions about either our coverage decision or appeals process.

Coverage decisions and appeals for Part D prescription drugs contact information	
Method	Information
<b>CALL</b>	<b>1-866-412-5393</b> Calls to this number are free. Call 24 hours a day, 7 days a week.
<b>TTY</b>	<b>711</b> Calls to this number are free. Call 24 hours a day, 7 days a week.
<b>FAX</b>	<b>1-855-633-7673</b>
<b>WRITE</b>	MedicareBlue Rx CVS Caremark P.O. Box 52000, MC109 Phoenix, AZ 85072-2000

### WEBSITE **YourMedicareSolutions.com**

### How to contact us when you are making a complaint about your Part D prescription drugs

You can make a complaint about us or one of our network pharmacies, including a complaint about the quality of your care. This type of complaint does not involve coverage or payment disputes. (If your problem is about the plan's coverage or payment, you should look at the section above about making an appeal.) For more information on making a complaint about your Part D prescription drugs, see Chapter 7 (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)).

Method	Complaints about Part D prescription drugs contact information
<b>CALL</b>	<b>1-888-832-0075</b> Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times. Voicemail is available after hours.
<b>TTY</b>	<b>711</b> Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times.
<b>FAX</b>	<b>1-855-874-4705</b>
<b>WRITE</b>	MedicareBlue Rx Grievance Department P.O. Box 3147 Scranton, PA 18505
<b>MEDICARE WEBSITE</b>	You can submit a complaint about MedicareBlue Rx Standard directly to Medicare. To submit an online complaint to Medicare go to <b>Medicare.gov/MedicareComplaintForm/home.aspx</b>

### Where to send a request asking us to pay for our share of the cost of a drug you have received

The coverage determination process includes determining requests to pay for our share of the costs of a drug that you have received. For more information on situations in which you may need to ask the plan for reimbursement or to pay a bill you have received from a provider, see Chapter 5 (Asking us to pay our share of the costs for covered drugs).

Please note: If you send us a payment request and we deny any part of your request, you can appeal our decision. See Chapter 7 (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)) for more information.

Method	Payment requests – contact information
<b>WRITE</b>	MedicareBlue Rx CVS Caremark P.O. Box 52066 Phoenix, AZ 85072-2066
<b>WEBSITE</b>	<b>YourMedicareSolutions.com</b>

## SECTION 2 Medicare (how to get help and information directly from the federal Medicare program)

Medicare is the federal health insurance program for people 65 years of age or older, some people under age 65 with disabilities, and people with end-stage renal disease (permanent kidney failure requiring dialysis or a kidney transplant).

The federal agency in charge of Medicare is the Centers for Medicare & Medicaid Services (sometimes called CMS). This agency contracts with Medicare prescription drug plans, including us.

Method	Medicare contact information
<b>CALL</b>	<b>1-800-MEDICARE, or 1-800-633-4227</b> Calls to this number are free. 24 hours a day, 7 days a week.
<b>TTY</b>	<b>1-877-486-2048</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.  Calls to this number are free.

## WEBSITE Medicare.gov

This is the official government website for Medicare. It gives you up-to-date information about Medicare and current Medicare issues. It also has information about hospitals, nursing homes, physicians, home health agencies, and dialysis facilities. It includes booklets you can print directly from your computer. You can also find Medicare contacts in your state.

The Medicare website also has detailed information about your Medicare eligibility and enrollment options with the following tools:

- **Medicare Eligibility Tool:** Provides Medicare eligibility status information.
- **Medicare Plan Finder:** Provides personalized information about available Medicare prescription drug plans, Medicare health plans, and Medigap (Medicare supplement insurance) policies in your area. These tools provide an *estimate* of what your out-of-pocket costs might be in different Medicare plans.

You can also use the website to tell Medicare about any complaints you have about MedicareBlue Rx Standard:

- **Tell Medicare about your complaint:** You can submit a complaint about MedicareBlue Rx Standard directly to Medicare. To submit a complaint to Medicare, go to **Medicare.gov/MedicareComplaintForm/home.aspx**. Medicare takes your complaints seriously and will use this information to help improve the quality of the Medicare program.

If you don't have a computer, your local library or senior center may be able to help you visit this website using its computer. Or, you can call Medicare and tell them what information you are looking for. They will find the information on the website, print it out, and send it to you. (You can call Medicare at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.)

---

## SECTION 3 State Health Insurance Assistance Program (free help, information, and answers to your questions about Medicare)

---

The State Health Insurance Assistance Program (SHIP) is a government program with trained counselors in every state. On the next pages is a list of State Health Insurance Assistance Programs in each state we serve.

The SHIP programs are independent (not connected with any insurance company or health plan). They are state programs that get money from the federal government to give free local health insurance counseling to people with Medicare.

SHIP counselors can help you with your Medicare questions or problems. They can help you understand your Medicare rights, help you make complaints about your medical care or treatment, and help you straighten out problems with your Medicare bills. SHIP counselors can also help you understand your Medicare plan choices and answer questions about switching plans.

**Chapter 2: Important phone numbers and resources****Method Iowa program contact information****NAME:** Iowa SHIIP – Senior Medicare Patrol**CALL** Toll free: **1-800-351-4664****TTY** **1-800-735-2942**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** SHIIP-SMP  
601 Locust Street, 4th Floor  
Des Moines, IA 50309-3738

**WEBSITE** [shiip.iowa.gov](http://shiip.iowa.gov)**Method Minnesota program contact information****NAME:** Minnesota Board on Aging**CALL** Toll free: **1-800-333-2433****TTY** **1-800-627-3529**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** Minnesota Board on Aging  
P.O. Box 64976  
St. Paul, MN 55164

**WEBSITE** [mn.gov/board-on-aging](http://mn.gov/board-on-aging)**Method Montana program contact information****NAME:** Montana State Health Insurance Assistance Program**CALL** Toll free: **1-800-551-3191****TTY** **1-866-735-2968**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** Senior and Long Term Care Division  
1100 N Last Chance Gulch, 4th Floor  
Helena, MT 59601

**WEBSITE** [dphhs.mt.gov/SLTC/aging/SHIP](http://dphhs.mt.gov/SLTC/aging/SHIP)**Method Nebraska program contact information****NAME:** Nebraska Senior Health Insurance Program**CALL** Toll free: **1-800-234-7119****TTY** **1-800-833-7352**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** Nebraska Senior Health Insurance Information Program  
1033 O Street, Suite 307  
Lincoln, NE 68508

**WEBSITE** [doi.nebraska.gov/consumer/senior-health](http://doi.nebraska.gov/consumer/senior-health)**North Dakota program contact information****NAME:** State Health Insurance Counseling Program**CALL** Toll free: **1-888-575-6611****TTY** **1-800-366-6888**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** North Dakota Insurance Department  
State Health Insurance Counseling Program  
600 East Boulevard Ave.  
Bismarck, ND 58505-0320

**WEBSITE** [nd.gov/ndins/shic](http://nd.gov/ndins/shic)**South Dakota program contact information****NAME:** SHIINE – Senior Health Information and Insurance Education

**CALL** Toll free:  
Eastern South Dakota: **1-800-536-8197**  
Central South Dakota: **1-877-331-4834**  
Western South Dakota: **1-877-286-9072**

**TTY** **1-800-877-1113**

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.

**WRITE** Senior Health Information and Insurance Education – SHIINE  
South Dakota Office of Adult Services and Aging Department of Social Services  
700 Governors Drive  
Pierre, SD 57501-2291

**WEBSITE** [shiine.net](http://shiine.net)

Method	Wyoming program contact information
<b>NAME:</b>	Wyoming State Health Insurance Information Program (WSHIIP)
<b>CALL</b>	Toll free: <b>1-800-856-4398</b>
<b>TTY</b>	<b>711</b>
<b>WRITE</b>	Wyoming State Health Insurance Information Program 106 West Adams Ave. Riverton, WY 82501
<b>WEBSITE</b>	<a href="http://wyomingseniors.com/WSHIIP.htm">wyomingseniors.com/WSHIIP.htm</a>

---

## SECTION 4 Quality improvement organization (paid by Medicare to check on the quality of care for people with Medicare)

---

There are designated quality improvement organizations for serving Medicare beneficiaries in each state. For Iowa, Minnesota, Montana, Nebraska, North Dakota, South Dakota and Wyoming the quality improvement organizations are called KEPRO and Livanta.

KEPRO and Livanta have a group of doctors and other health care professionals who are paid by the federal government. These organizations are paid by Medicare to check on and help improve the quality of care for people with Medicare. KEPRO and Livanta are independent organizations. They are not connected with our plan.

You should contact KEPRO or Livanta if you have a complaint about the quality of care you have received. For example, you can contact KEPRO or Livanta if you were given the wrong medication or if you were given medications that interact in a negative way.

Method	Livanta for Iowa and Nebraska contact information
<b>NAME:</b>	Livanta LLC
<b>CALL</b>	Toll free: <b>1-888-755-5580</b>
<b>TTY</b>	<b>1-888-985-9295</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>FAX</b>	<b>1-855-694-2929</b>
<b>WRITE</b>	Livanta LLC BFCC-QIO Program 10820 Guilford Road, Suite 202 Annapolis Junction, MD 20701-1105
<b>WEBSITE</b>	<a href="http://livantaqio.com">livantaqio.com</a>

Method	Livanta for Minnesota contact information
<b>NAME:</b>	Livanta LLC
<b>CALL</b>	Toll free: <b>1-888-524-9900</b>
<b>TTY</b>	<b>1-888-985-8775</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>FAX</b>	<b>1-855-236-2423</b>
<b>WRITE</b>	Livanta LLC BFCC-QIO Program 10820 Guilford Road, Suite 202 Annapolis Junction, MD 20701-1105
<b>WEBSITE</b>	<a href="http://livantaqio.com">livantaqio.com</a>

Method	KEPRO for Montana, North Dakota, South Dakota and Wyoming contact information
<b>NAME:</b>	KEPRO
<b>CALL</b>	Toll free: <b>1-888-317-0891</b>
<b>TTY</b>	<b>1-855-843-4776</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>FAX</b>	<b>1-844-878-7921</b>
<b>WRITE</b>	KEPRO 5700 Lombardo Center Dr., Suite 100 Seven Hills, OH 44131
<b>WEBSITE</b>	<a href="http://keproqio.com">keproqio.com</a>



## SECTION 5 Social Security

Social Security is responsible for determining eligibility and handling enrollment for Medicare. U.S. citizens and lawful permanent residents who are 65 or older, or who have a disability or end-stage renal disease and meet certain conditions, are eligible for Medicare. If you are already getting Social Security checks, enrollment into Medicare is automatic. If you are not getting Social Security checks, you have to enroll in Medicare. Social Security handles the enrollment process for Medicare. To apply for Medicare, you can call Social Security or visit your local Social Security office.

Social Security is also responsible for determining who has to pay an extra amount for their Part D drug coverage because they have a higher income. If you got a letter from Social Security telling you that you have to pay the extra amount and have questions about the amount or if your income went down because of a life-changing event, you can call Social Security to ask for a reconsideration.

If you move or change your mailing address, it is important that you contact Social Security to let them know.

### Method Social Security contact information

<b>CALL</b>	<b>1-800-772-1213</b> Calls to this number are free.  Available 7:00 a.m. to 7:00 p.m., Monday through Friday.  You can use Social Security's automated telephone services to get recorded information and conduct some business 24 hours a day.
<b>TTY</b>	<b>1-800-325-0778</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.  Calls to this number are free.  Available 7:00 a.m. to 7:00 p.m., Monday through Friday.
<b>WEBSITE</b>	<b>SSA.gov</b>

## SECTION 6 Medicaid (a joint federal and state program that helps with medical costs for some people with limited income and resources)

Medicaid is a joint federal and state government program that helps with medical costs for certain people with limited incomes and resources. Some people with Medicare are also eligible for Medicaid.

In addition, there are programs offered through Medicaid that help people with Medicare pay their Medicare costs, such as their Medicare premiums. These Medicare Savings Programs help people with limited income and resources save money each year:

- **Qualified Medicare beneficiary (QMB):** Helps pay Medicare Part A and Part B premiums, and other cost sharing (like deductibles, coinsurance, and copayments). (Some people with QMB are also eligible for full Medicaid benefits (QMB+).)
- **Specified low-income Medicare beneficiary (SLMB):** Helps pay Part B premiums. (Some people with SLMB are also eligible for full Medicaid benefits (SLMB+).)
- **Qualified individual (QI):** Helps pay Part B premiums.
- **Qualified disabled & working individual (QDWI):** Helps pay Part A premiums.

To find out more about Medicaid and its programs, contact the Medicaid agency listed for your state.

Iowa Medicaid program contact information	
Method	information
<b>CALL</b>	Toll free: <b>1-800-338-8366</b> (Monday to Friday, 8 a.m. to 5 p.m.)
<b>TTY</b>	<b>1-800-735-2942</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>WRITE</b>	Iowa Medicaid Enterprise 611 5th Avenue Des Moines, IA 50309

**WEBSITE** [dhs.state.ia.us](https://dhs.state.ia.us)

<b>Minnesota Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Local phone: <b>651-431-2670</b> Toll free: <b>1-800-657-3739</b>
<b>TTY</b>	<b>1-800-627-3529</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking. Calls to this number are free.
<b>WRITE</b>	Department of Human Services of Minnesota 540 Cedar Street St. Paul, MN 55164
<b>WEBSITE</b>	<a href="https://mn.gov/dhs/people-we-serve/seniors/health-care">mn.gov/dhs/people-we-serve/seniors/health-care</a>

<b>Montana Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Toll free: <b>1-888-706-1535</b>
<b>TTY</b>	<b>711</b>
<b>WRITE</b>	Human and Community Services P.O. Box 202925 Helena, MT 59620
<b>WEBSITE</b>	<a href="https://dphhs.mt.gov/montanahealthcareprograms/medicaid">dphhs.mt.gov/montanahealthcareprograms/medicaid</a>

<b>Nebraska Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Local phone: <b>402-471-3121</b> Toll free: <b>1-800-430-3244</b>
<b>TTY</b>	<b>402-471-9570</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>WRITE</b>	Nebraska Department of Health and Human Services 301 Centennial Mall South Lincoln, NE 68509
<b>WEBSITE</b>	<a href="https://dhhs.ne.gov/medicaid">dhhs.ne.gov/medicaid</a>

<b>North Dakota Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Local phone: <b>701-328-7068</b> Toll free: <b>1-800-755-2604</b>
<b>TTY</b>	<b>1-800-366-6888</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking. Calls to this number are free.
<b>WRITE</b>	North Dakota Department of Human Services Medical Services Division 600 E. Boulevard Avenue, Dept. 325 Bismarck, ND 58505-0250
<b>WEBSITE</b>	<a href="https://nd.gov/dhs/services/medicalserv/medicaid">nd.gov/dhs/services/medicalserv/medicaid</a>

<b>South Dakota Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Local phone: <b>605-773-3495</b>
<b>TTY</b>	<b>711</b>
<b>WRITE</b>	South Dakota Department of Social Services 700 Governors Drive Pierre, SD 57501
<b>WEBSITE</b>	<a href="https://dss.sd.gov/medicaid">dss.sd.gov/medicaid</a>

<b>Wyoming Medicaid program contact information</b>	
<b>Method</b>	
<b>CALL</b>	Local phone: <b>307-777-7531</b> Toll free: <b>1-866-571-0944</b>
<b>TTY</b>	<b>1-855-329-5204</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.
<b>WRITE</b>	Wyoming Department of Health 122 W 25th St., 4th Floor West Cheyenne, WY 82001
<b>WEBSITE</b>	<a href="https://health.wyo.gov/healthcarefin/medicaid">health.wyo.gov/healthcarefin/medicaid</a>

## SECTION 7 Information about programs to help people pay for their prescription drugs

### Medicare's Extra Help Program

Medicare provides Extra Help to pay prescription drug costs for people who have limited income and resources. Resources include your savings and stocks, but not your home or car. If you qualify, you get help paying for any Medicare drug plan's monthly premium, yearly deductible, and prescription copayments or coinsurance. This Extra Help also counts toward your out-of-pocket costs.

People with limited income and resources may qualify for Extra Help. Some people automatically qualify for Extra Help and don't need to apply. Medicare mails a letter to people who automatically qualify for Extra Help.

You may be able to get Extra Help to pay for your prescription drug premiums and costs. To see if you qualify for getting Extra Help, call:

- **1-800-MEDICARE (1-800-633-4227)**. TTY users should call **1-877-486-2048**, 24 hours a day, 7 days a week;
- The Social Security Office at **1-800-772-1213**, between 7 a.m. to 7 p.m., Monday through Friday. TTY users should call **1-800-325-0778** (applications); or
- Your State Medicaid Office (applications). (See Section 6 of this chapter for contact information.)

If you believe you have qualified for Extra Help and you believe that you are paying an incorrect cost-sharing amount when you get your prescription at a pharmacy, our plan has established a process that allows you to either request assistance in obtaining evidence of your proper copayment level, or, if you already have the evidence, to provide this evidence to us.

You need to provide MedicareBlue Rx Standard one of the following items as evidence of low-income subsidy status within 60 days from when you are deemed eligible:

- A copy of your Medicaid card which includes your name and the eligibility date.
- A copy of a letter from the state or the Social Security Administration (SSA) showing your Medicare low-income subsidy status.
- A copy of a state document that confirms your active Medicaid status.
- A screen-print from the state's Medicaid systems showing your Medicaid status.
- Evidence at point-of-sale of recent Medicaid billing and payment in the pharmacy's patient profile, backed up by one of the above indicators post point-of-sale.

If you are institutionalized and qualify for Extra Help with your cost sharing you need to provide one of the following as proof of institutional status for a full-benefit dual eligible:

- A remittance from the facility showing Medicaid payment for a full calendar month.
- A copy of a state document that confirms Medicaid payment to the facility for a full calendar month.
- A screen-print from the state's Medicaid systems showing your institutional status based on at least a full calendar month stay for Medicaid payment purposes.

You must mail your documentation to:  
MedicareBlue Rx  
P.O. Box 3178  
Scranton, PA 18505

- When we receive the evidence showing your copayment level, we will update our system so that you can pay the correct copayment when you get your next prescription at the pharmacy. If you overpay your copayment, we will reimburse you. Either we will forward a check to you in the amount of your overpayment or we will offset future copayments. If the pharmacy hasn't collected a copayment from you and is carrying your copayment as a debt owed by you, we may make the payment directly to the pharmacy. If a state paid on your behalf, we may make payment directly to the state. Please contact customer service if you have questions (phone numbers are printed on the back cover of this booklet).

### Medicare coverage gap discount program

The Medicare coverage gap discount program provides manufacturer discounts on brand-name drugs to Part D members who have reached the coverage gap and are not receiving Extra Help. For brand-name drugs, the 70% discount provided by manufacturers excludes any dispensing fee for costs in the gap. Members pay 25% of the negotiated price and a portion of the dispensing fee for brand-name drugs.

If you reach the coverage gap, we will automatically apply the discount when your pharmacy bills you for your prescription and your Part D Explanation of Benefits (Part D EOB) will show any discount provided. Both the amount you pay and the amount discounted by the manufacturer count toward your out-of-pocket costs as if you had paid them and move you through the coverage gap. The amount paid by the plan (5%) does not count toward your out-of-pocket costs.

You also receive some coverage for generic drugs. If you reach the coverage gap, the plan pays 75% of the price for generic drugs and you pay the remaining 25% of the price. For generic drugs, the amount paid by the plan (75%) does not count toward your out-of-pocket costs. Only the amount you pay counts and moves you through the coverage gap. Also, the dispensing fee is included as part of the cost of the drug.

If you have any questions about the availability of discounts for the drugs you are taking or about the Medicare coverage gap discount program in general, please contact customer service (phone numbers are printed on the back cover of this booklet).

### What if you have coverage from a State Pharmaceutical Assistance Program (SPAP)?

If you are enrolled in a State Pharmaceutical Assistance Program (SPAP), or any other program that provides coverage for Part D drugs (other than Extra Help), you still get the 70% discount on covered brand-name drugs. Also, the plan pays 5% of the costs of brand-name drugs in the coverage gap. The 70% discount and the 5% paid by the plan

are both applied to the price of the drug before any SPAP or other coverage.

### What if you have coverage from an AIDS Drug Assistance Program (ADAP)? What is the AIDS Drug Assistance Program (ADAP)?

The AIDS Drug Assistance Program (ADAP) helps ADAP-eligible individuals living with HIV/AIDS have access to life-saving HIV medications. Medicare Part D prescription drugs that are also covered by ADAP qualify for prescription cost-sharing assistance. Note: To be eligible for the ADAP operating in your state, individuals must meet certain criteria, including proof of state residence and HIV status, low income as defined by the state, and uninsured/under-insured status.

If you are currently enrolled in an ADAP, it can continue to provide you with Medicare Part D prescription cost-sharing assistance for drugs on the ADAP formulary. In order to be sure you continue receiving this assistance, please notify your local ADAP enrollment worker of any changes in your Medicare Part D plan name or policy number.

For information on eligibility criteria, covered drugs, or how to enroll in the program, please contact the ADAP for your state from the following list.

#### IOWA:

**CALL** 515-281-7689  
**TTY** 711

**WRITE** Iowa Department of Public Health  
321 East 12th St.  
Lucas State Office Bldg.  
Des Moines, IA 50319-0075

#### MINNESOTA:

**CALL** Twin Cities Metro area: 651-431-2414  
Toll free statewide: 1-800-657-3761  
**TTY** 1-800-627-3529

This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking. Calls to this number are free.

**Chapter 2: Important phone numbers and resources**

**WRITE** HIV/AIDS Programs  
Department of Human Services  
P.O. Box 64972  
St. Paul, MN 55164-0972

**MONTANA:**

**CALL** **406-444-3565**

**WRITE** Montana AIDS Drug Assistance  
Program  
1400 Broadway  
Cogswell Building C-211  
Helena, MT 59620

**NEBRASKA:**

**CALL** **402-471-2101**

**WRITE** Ryan White Program  
Department of Health & Human  
Services  
P.O. Box 95026  
Lincoln, NE 68509-5026

**NORTH  
DAKOTA:**

**CALL** **701-328-2378**

Toll free: **1-800-472-2180**

**WRITE** North Dakota Department of Health  
Division of Disease Control  
2635 East Main Ave.  
P.O. Box 5520  
Bismarck, ND 58506-5520

**SOUTH  
DAKOTA:**

**CALL** **605-773-3737**

Toll free: **1-800-592-1861**

**WRITE** Ryan White Part B CARE Program  
South Dakota Department of Health  
615 E. 4th St.  
Pierre, SD 57501-1700

**WYOMING:**

**CALL** **307-777-5856**

**WRITE** AIDS Drug Assistance Program  
Wyoming Department of Health  
6101 Yellowstone Road, Suite 510  
Cheyenne, WY 82002

**What if you get Extra Help from Medicare to help pay your prescription drug costs? Can you get the discounts?**

No. If you get Extra Help, you already get coverage for your prescription drug costs during the coverage gap.

**What if you don't get a discount, and you think you should have?**

If you think that you have reached the coverage gap and did not get a discount when you paid for your brand-name drug, you should review your next Part D Explanation of Benefits (Part D EOB) notice. If the discount doesn't appear on your Part D Explanation of Benefits, you should contact us to make sure that your prescription records are correct and up to date. If we don't agree that you are owed a discount, you can appeal. You can get help filing an appeal from your State Health Insurance Assistance Program (SHIP) (telephone numbers are in Section 3 of this chapter) or by calling **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.

**State Pharmaceutical Assistance Programs**

Many states have State Pharmaceutical Assistance Programs that help some people pay for prescription drugs based on financial need, age, medical condition or disabilities. Each state has different rules to provide drug coverage to its members.

In Montana, the State Pharmaceutical Assistance Program is the Big Sky Rx Program.

<b>Montana's State Pharmaceutical Assistance program contact information</b>	
<b>Method</b>	<b>information</b>
<b>CALL</b>	<b>406-444-1233</b> Toll free: <b>1-866-369-1233</b>
<b>TTY</b>	<b>711</b>
<b>WRITE</b>	Big Sky Rx Program Dept. of Public Health & Human Services P.O. Box 202915 Helena, MT 59620
<b>WEBSITE</b>	<b>dphhs.mt.gov/ MontanaHealthcarePrograms/BigSky</b>

IOWA, MINNESOTA, NEBRASKA, NORTH DAKOTA, SOUTH DAKOTA, WYOMING: No State Pharmaceutical Assistance Programs are currently available in these states.

---

## SECTION 8 How to contact the Railroad Retirement Board

---

The Railroad Retirement Board is an independent federal agency that administers comprehensive benefit programs for the nation's railroad workers and their families. If you have questions regarding your benefits from the Railroad Retirement Board, contact the agency.

If you receive your Medicare through the Railroad Retirement Board, it is important that you let them know if you move or change your mailing address.

Method	Railroad Retirement Board contact information
<b>CALL</b>	<b>1-877-772-5772</b> Calls to this number are free. If you press "0," you may speak with an RRB representative from 9:00 a.m. to 3:30 p.m., Monday, Tuesday, Thursday, and Friday, and from 9:00 a.m. to 12:00 p.m. on Wednesday.  If you press "1," you may access the automated RRB HelpLine and recorded information 24 hours a day, including weekends and holidays.
<b>TTY</b>	<b>312-751-4701</b> This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking.  Calls to this number are <i>not</i> free.
<b>WEBSITE</b>	<b>rrb.gov</b>

---

## SECTION 9 Do you have group insurance or other health insurance from an employer?

---

If you (or your spouse) get benefits from your (or your spouse's) employer or retiree group as part of this plan, you may call the employer/union benefits administrator or customer service if you have any questions. You can ask about your (or your spouse's) employer or retiree health benefits, premiums, or the enrollment period. (Phone numbers for customer service are printed on the back cover of this booklet.) You may also call **1-800-MEDICARE (1-800-633-4227; TTY: 1-877-486-2048)** with questions related to your Medicare coverage under this plan.

If you have other prescription drug coverage through your (or your spouse's) employer or retiree group, please contact **that group's benefits administrator**. The benefits administrator can help you determine how your current prescription drug coverage will work with our plan.

# CHAPTER 3

*Using the plan's coverage for your  
Part D prescription drugs*

---

## Chapter 3. Using the plan's coverage for your Part D prescription drugs

---

<b>SECTION 1</b>	<b>Introduction</b>	<b>30</b>
Section 1.1	This chapter describes your coverage for Part D drugs	30
Section 1.2	Basic rules for the plan's Part D drug coverage	30
<b>SECTION 2</b>	<b>Fill your prescription at a network pharmacy or through the plan's mail order service</b>	<b>31</b>
Section 2.1	To have your prescription covered, use a network pharmacy	31
Section 2.2	Finding network pharmacies	31
Section 2.3	Using the plan's mail order services	32
Section 2.4	How can you get a long-term supply of drugs?	33
Section 2.5	When can you use a pharmacy that is not in the plan's network?	33
<b>SECTION 3</b>	<b>Your drugs need to be on the plan's Drug List</b>	<b>34</b>
Section 3.1	The Drug List tells which Part D drugs are covered.	34
Section 3.2	There are five cost-sharing tiers for drugs on the Drug List.	34
Section 3.3	How can you find out if a specific drug is on the Drug List?	35
<b>SECTION 4</b>	<b>There are restrictions on coverage for some drugs</b>	<b>35</b>
Section 4.1	Why do some drugs have restrictions?	35
Section 4.2	What kinds of restrictions?	35
Section 4.3	Do any of these restrictions apply to your drugs?	36
<b>SECTION 5</b>	<b>What if one of your drugs is not covered in the way you'd like it to be covered?</b>	<b>36</b>
Section 5.1	There are things you can do if your drug is not covered in the way you'd like it to be covered	36
Section 5.2	What can you do if your drug is not on the Drug List or if the drug is restricted in some way?	37
Section 5.3	What can you do if your drug is in a cost-sharing tier you think is too high?	38
<b>SECTION 6</b>	<b>What if your coverage changes for one of your drugs?</b>	<b>39</b>
Section 6.1	The Drug List can change during the year	39
Section 6.2	What happens if coverage changes for a drug you are taking?	39
<b>SECTION 7</b>	<b>What types of drugs are <i>not</i> covered by the plan?</b>	<b>40</b>
Section 7.1	Types of drugs we do not cover.	40



**Chapter 3: Using the plan's coverage for your Part D prescription drugs**

<b>SECTION 8</b>	<b>Show your plan membership card when you fill a prescription</b>	<b>41</b>
Section 8.1	Show your membership card	41
Section 8.2	What if you don't have your membership card with you?	41
<b>SECTION 9</b>	<b>Part D drug coverage in special situations</b>	<b>41</b>
Section 9.1	What if you're in a hospital or a skilled nursing facility for a stay that is covered by Original Medicare?	41
Section 9.2	What if you're a resident in a long-term care (LTC) facility?	42
Section 9.3	What if you are taking drugs covered by Original Medicare?	42
Section 9.4	What if you have a Medigap (Medicare supplement insurance) policy with prescription drug coverage?	42
Section 9.5	What if you're also getting drug coverage from an employer or retiree group plan?	43
Section 9.6	What if you are in Medicare-certified hospice?	43
<b>SECTION 10</b>	<b>Programs on drug safety and managing medications</b>	<b>43</b>
Section 10.1	Programs to help members use drugs safely	43
Section 10.2	Drug management program (DMP) to help members safely use their opioid medications	44
Section 10.3	Medication therapy management (MTM) program to help members manage their medications.	44



### Did you know there are programs to help people pay for their drugs?

There are programs to help people with limited resources pay for their drugs. These include Extra Help and State Pharmaceutical Assistance Programs. For more information, see Chapter 2, Section 7.

### Are you currently getting help to pay for your drugs?

If you are in a program that helps pay for your drugs, **some information in this Evidence of Coverage about the costs for Part D prescription drugs may not apply to you.** We have included a separate insert called the "Evidence of Coverage Rider for People Who Get Extra Help Paying for Prescription Drugs" (also known as the Low Income Subsidy Rider or the LIS Rider), which tells you about your drug coverage. If you don't have this insert, please call customer service and ask for the LIS Rider. (Phone numbers for customer service are printed on the back cover of this booklet.)

## SECTION 1 Introduction

### Section 1.1 This chapter describes your coverage for Part D drugs

This chapter **explains rules for using your coverage for Part D drugs.** The next chapter tells what you pay for Part D drugs (Chapter 4, What you pay for your Part D prescription drugs).

In addition to your coverage for Part D drugs through our plan, Original Medicare (Medicare Part A and Part B) also covers some drugs:

- Medicare Part A covers drugs you are given during Medicare-covered stays in the hospital or in a skilled nursing facility.
- Medicare Part B also provides benefits for some drugs. Part B drugs include certain chemotherapy drugs, certain drug injections you are given during an office visit, and drugs you are given at a dialysis facility.

The two examples of drugs described here are covered by Original Medicare. (To find out more about this coverage, see your 2021 Medicare & You handbook.) Your Part D prescription drugs are covered under our plan.

### Section 1.2 Basic rules for the plan's Part D drug coverage

The plan will generally cover your drugs as long as you follow these basic rules:

- You must have a provider (a doctor, dentist, or other prescriber) write your prescription.
- Your prescriber must either accept Medicare or file documentation with CMS showing that he or she is qualified to write prescriptions, or your Part D claim will be denied. You should ask your prescribers the next time you call or visit if they meet this condition. If not, please be aware it takes time for your prescriber to submit the necessary paperwork to be processed.
- You generally must use a network pharmacy to fill your prescription. (See Section 2, Fill your prescription at a network pharmacy or through the plan's mail order service.)
- Your drug must be on the plan's List of Covered Drugs (Formulary) (we call it the Drug List for short). (See Section 3, Your drugs need to be on the plan's Drug List.)
- Your drug must be used for a medically accepted indication. A medically accepted indication is a use of the drug that is either approved by the Food and Drug Administration or supported by certain reference books. (See Section 3 for more information about a medically accepted indication.)

---

## SECTION 2 Fill your prescription at a network pharmacy or through the plan's mail order service

---

### Section 2.1 To have your prescription covered, use a network pharmacy

---

In most cases, your prescriptions are covered *only* if they are filled at the plan's network pharmacies. (See Section 2.5 for information about when we would cover prescriptions filled at out-of-network pharmacies.)

A network pharmacy is a pharmacy that has a contract with the plan to provide your covered prescription drugs. The term covered drugs means all of the Part D prescription drugs that are covered on the plan's Drug List.

Our network includes pharmacies that offer standard cost sharing and pharmacies that offer preferred cost sharing. You may go to either type of network pharmacy to receive your covered prescription drugs. Your cost sharing may be less at pharmacies with preferred cost sharing.

### Section 2.2 Finding network pharmacies

---

#### How do you find a network pharmacy in your area?

To find a network pharmacy, you can look in your Pharmacy Directory, visit our website ([YourMedicareSolutions.com](http://YourMedicareSolutions.com)), or call customer service (phone numbers are printed on the back cover of this booklet).

You may go to any of our network pharmacies. However, your costs may be even less for your covered drugs if you use a network pharmacy that offers preferred cost sharing rather than a network pharmacy that offers standard cost sharing. The Pharmacy Directory will tell you which of the network pharmacies offer preferred cost sharing. You can find out more about how your out-of-

pocket costs could be different for different drugs by contacting us.

If you switch from one network pharmacy to another, and you need a refill of a drug you have been taking, you can ask either to have a new prescription written by a provider or to have your prescription transferred to your new network pharmacy.

#### What if the pharmacy you have been using leaves the network?

If the pharmacy you have been using leaves the plan's network, you will have to find a new pharmacy that is in the network. Or if the pharmacy you have been using stays within the network but is no longer offering preferred cost sharing, you may want to switch to a different pharmacy. To find another network pharmacy in your area, you can get help from customer service (phone numbers are printed on the back cover of this booklet) or use the Pharmacy Directory. You can also find information on our website at [YourMedicareSolutions.com](http://YourMedicareSolutions.com).

#### What if you need a specialized pharmacy?

Sometimes prescriptions must be filled at a specialized pharmacy. Specialized pharmacies include:

- Pharmacies that supply drugs for home infusion therapy.
- Pharmacies that supply drugs for residents of a long-term care (LTC) facility. Usually, a long-term care facility (such as a nursing home) has its own pharmacy. If you are in an LTC facility, we must ensure that you are able to routinely receive your Part D benefits through our network of LTC pharmacies, which is typically the pharmacy that the LTC facility uses. If you have any difficulty accessing your Part D benefits in an LTC facility, please contact customer service.
- Pharmacies that serve the Indian Health Service/ Tribal/Urban Indian Health Program (not available in Puerto Rico). Except in emergencies, only Native Americans or Alaska Natives have access to these pharmacies in our network.
- Pharmacies that dispense drugs that are restricted by the FDA to certain locations or that require special handling, provider coordination or

education on their use. (Note: This scenario should happen rarely.)

To locate a specialized pharmacy, look in your Pharmacy Directory or call customer service (phone numbers are printed on the back cover of this booklet).

## Section 2.3 Using the plan's mail order services

For certain kinds of drugs, you can use the plan's network mail order services. Generally, the drugs provided through mail order are drugs that you take on a regular basis, for a chronic or long-term medical condition. The drugs that are *not* available through the plan's mail order service are marked with an NM in our Drug List.

Our plan's mail order service allows you to order **up to a 90-day supply**.

To get order forms and information about filling your prescriptions by mail, contact CVS Caremark<sup>†</sup> Mail Order Pharmacy Customer Care (contact information listed at the end of this section). You may also send us your mail order prescriptions or have your prescriber contact us. Visit **YourMedicareSolutions.com** for more information.

Usually, a mail order pharmacy order will get to you in no more than 14 days. If the order is expected to be delayed, the pharmacy will contact you to discuss your options. They can help you decide if you should wait for the medication, cancel the order or fill the prescription at a local pharmacy of your choice. If you need a rush order, call CVS Caremark Customer Care (contact information listed at the end of this section) to discuss your options. Second day or next day delivery may be available for an additional charge.

### **New prescriptions the pharmacy receives directly from your doctor's office**

The pharmacy will automatically fill and deliver new prescriptions it receives from health care providers, without checking with you first, if either:

- You used mail order services with this plan in the past, or

- You sign up for automatic delivery of all new prescriptions received directly from health care providers. You may request automatic delivery of all new prescriptions now or at any time by having your doctor send us your prescriptions. No special request is needed. If you canceled automatic delivery and want to restart, contact CVS Caremark Customer Care (contact information listed at the end of this section).

If you receive a prescription automatically by mail that you do not want, and you were not contacted to see if you wanted it before it shipped, you may be eligible for a refund. Contact CVS Caremark customer service (contact information listed at the end of this section) to see if you are eligible for a refund.

If you used mail order in the past and do not want the pharmacy to automatically fill and ship each new prescription, please contact CVS Caremark Customer Care (contact information listed at the end of this section). After making this request, the pharmacy will contact you each time a prescription is due for refill. You can decide if you want to have the prescription delivered on-time, have it delayed or not filled.

If you have never used our mail order delivery, and/or decide to stop automatic fills of new prescriptions, the pharmacy will contact you each time it gets a new prescription from a health care provider to see if you want the medication filled and shipped immediately. This will give you an opportunity to make sure that the pharmacy is delivering the correct drug (including strength, amount, and form) and, if necessary, allow you to cancel or delay the order before you are billed and it is shipped. It is important that you respond each time you are contacted by the pharmacy, to let them know what to do with the new prescription and to prevent any delays in shipping.

To opt out of automatic deliveries of new prescriptions received directly from your health care provider's office, please contact CVS Caremark Customer Care (contact information listed at the end of this section).

**Chapter 3: Using the plan's coverage for your Part D prescription drugs****Refills on mail order prescriptions**

For refills of your drugs, you have the option to sign up for an automatic refill program. Under this program we will start to process your next refill automatically when our records show you should be close to running out of your drug. The pharmacy will contact you prior to shipping each refill to make sure you are in need of more medication, and you can cancel scheduled refills if you have enough of your medication or if your medication has changed. If you choose not to use our auto refill program, please contact your pharmacy 15 days before you think the drugs you have on hand will run out to make sure your next order is shipped to you in time.

To opt out of the program that automatically prepares mail order refills, please contact CVS Caremark Customer Care (contact information listed at the end of this section).

So the pharmacy can reach you to confirm your order before shipping, please make sure to let the pharmacy know the best ways to contact you. Please call CVS Caremark Customer Care (contact information listed at the end of this section) to provide your preferred method of contact.

If you need to update your contact information, visit [YourMedicareSolutions.com/UpdateContact](https://www.yourmedicare.com/UpdateContact). You can also update your contact information by contacting MedicareBlue Rx customer service at the phone number on the back of your member ID card.

**Contact CVS Caremark Customer Care**

Have your member ID card ready when calling. **1-866-412-5393** (TTY: 711) 24 hours a day, 7 days a week.

**Section 2.4 How can you get a long-term supply of drugs?**

When you get a long-term supply of drugs, your cost sharing may be lower. The plan offers two ways to get a long-term supply (also called an extended supply) of maintenance drugs on our plan's Drug List. (Maintenance drugs are drugs that you take on a regular basis, for a chronic or long-term medical condition.) You may order this supply through mail

order (see Section 2.3) or you may go to a retail pharmacy.

1. **Some retail pharmacies** in our network allow you to get a long-term supply of maintenance drugs. Some of these retail pharmacies may agree to accept the mail order cost-sharing amount for a long-term supply of maintenance drugs. Other retail pharmacies may not agree to accept the mail order cost-sharing amounts for a long-term supply of maintenance drugs. In this case, you will be responsible for the difference in price. Your Pharmacy Directory tells you which pharmacies in our network can give you a long-term supply of maintenance drugs. You can also call customer service for more information (phone numbers are printed on the back cover of this booklet).
2. You can use the plan's network **mail order services**. The drugs that are *not* available through the plan's mail order service are marked with an NM in our Drug List. Our plan's mail order service allows you to order up to a 90-day supply. See Section 2.3 for more information about using our mail order services.

**Section 2.5 When can you use a pharmacy that is not in the plan's network?****Your prescription may be covered in certain situations**

Generally, we cover drugs filled at an out-of-network pharmacy *only* when you are not able to use a network pharmacy. To help you, we have network pharmacies outside of our service area where you can get your prescriptions filled as a member of our plan. If you cannot use a network pharmacy, here are the circumstances when we would cover prescriptions filled at an out-of-network pharmacy:

- You are unable to get a covered drug in a timely manner within our service area because there are no network pharmacies within a reasonable driving distance that provide 24-hour service.
- You are trying to fill a covered prescription drug that is not regularly stocked at an in-network retail or mail order pharmacy (these drugs include orphan drugs or other specialty pharmaceuticals).

- You are traveling outside your service area (within the United States) and run out of your medication, you lose your medication, or you become ill and cannot access a network pharmacy.
- You receive a Part D prescription drug, dispensed by an out-of-network institutional-based pharmacy, while you are in the emergency department, provider-based clinic, outpatient surgery or other outpatient setting.
- You have not received your prescription during a state or federal disaster declaration or other public health emergency declaration in which you are evacuated or otherwise displaced from your service area or place of residence.

In these situations, **please check first with customer service** to see if there is a network pharmacy nearby. (Phone numbers for customer service are printed on the back cover of this booklet.) You may be required to pay the difference between what you pay for the drug at the out-of-network pharmacy and the cost that we would cover at an in-network pharmacy.

#### **How do you ask for reimbursement from the plan?**

If you must use an out-of-network pharmacy, you will generally have to pay the full cost (rather than your normal share of the cost) at the time you fill your prescription. You can ask us to reimburse you for our share of the cost. (Chapter 5, Section 2.1 explains how to ask the plan to pay you back.)

---

## **SECTION 3 Your drugs need to be on the plan's Drug List**

---

### **Section 3.1 The Drug List tells which Part D drugs are covered**

---

The plan has a List of Covered Drugs (Formulary). In this Evidence of Coverage, **we call it the Drug List for short.**

The drugs on this list are selected by the plan with the help of a team of doctors and pharmacists. The list must meet requirements set by Medicare. Medicare has approved the plan's Drug List.

The drugs on the Drug List are only those covered under Medicare Part D (earlier in this chapter, Section 1.1 explains about Part D drugs).

We will generally cover a drug on the plan's Drug List as long as you follow the other coverage rules explained in this chapter and the use of the drug is a medically accepted indication. A medically accepted indication is a use of the drug that is *either*:

- Approved by the Food and Drug Administration. (That is, the Food and Drug Administration has approved the drug for the diagnosis or condition for which it is being prescribed.)
- – *or* – supported by certain references, such as the American Hospital Formulary Service Drug Information and the DRUGDEX Information System.

#### **The Drug List includes both brand-name and generic drugs**

A generic drug is a prescription drug that has the same active ingredients as the brand-name drug. Generally, it works just as well as the brand-name drug and usually costs less. There are generic drug substitutes available for many brand-name drugs.

#### **What is *not* on the Drug List?**

The plan does not cover all prescription drugs.

- In some cases, the law does not allow any Medicare plan to cover certain types of drugs (for more about this, see Section 7.1 in this chapter).
- In other cases, we have decided not to include a particular drug on our Drug List.

### **Section 3.2 There are five cost-sharing tiers for drugs on the Drug List**

---

Every drug on the plan's Drug List is in one of five cost-sharing tiers. In general, the higher the cost-sharing tier, the higher your cost for the drug:

- Tier 1: Preferred generic drugs. This tier is the lowest tier and generally contains the lowest cost generics.
- Tier 2: Generic drugs. This tier contains generics.

**Chapter 3: Using the plan's coverage for your Part D prescription drugs**

- Tier 3: Preferred brand drugs. This tier contains preferred brand drugs and non-preferred generic drugs.
- Tier 4: Non-preferred drugs. This tier contains non-preferred brand drugs and non-preferred generic drugs.
- tier 5: Specialty drugs. This tier contains very high cost brand and some generic drugs, which may require special handling and/or close monitoring.

To find out which cost-sharing tier your drug is in, look it up in the plan's Drug List.

The amount you pay for drugs in each cost-sharing tier is shown in Chapter 4 (What you pay for your Part D prescription drugs).

### **Section 3.3 How can you find out if a specific drug is on the Drug List?**

You have three ways to find out:

1. Check the most recent Drug List by following the instructions on the enclosed insert called "How to request the Evidence of Coverage, pharmacy directory or formulary"
2. Visit the plan's website ([YourMedicareSolutions.com](http://YourMedicareSolutions.com)). The Drug List on the website is always the most current.
3. Call customer service to find out if a particular drug is on the plan's Drug List or to ask for a copy of the list. (Phone numbers for customer service are printed on the back cover of this booklet.)

## **SECTION 4 There are restrictions on coverage for some drugs**

### **Section 4.1 Why do some drugs have restrictions?**

For certain prescription drugs, special rules restrict how and when the plan covers them. A team of doctors and pharmacists developed these rules to help our members use drugs in the most effective ways. These special rules also help control overall drug costs, which keeps your drug coverage more affordable.

In general, our rules encourage you to get a drug that works for your medical condition and is safe and effective. Whenever a safe, lower-cost drug will work just as well medically as a higher-cost drug, the plan's rules are designed to encourage you and your provider to use that lower-cost option. We also need to comply with Medicare's rules and regulations for drug coverage and cost sharing.

**If there is a restriction for your drug, it usually means that you or your provider will have to take extra steps in order for us to cover the drug.** If you want us to waive the restriction for you, you will need to use the coverage decision process and ask us to make an exception. We may or may not agree to waive the restriction for you. (See Chapter 7, Section 5.2 for information about asking for exceptions.)

Please note that sometimes a drug may appear more than once in our Drug List. This is because different restrictions or cost sharing may apply based on factors such as the strength, amount, or form of the drug prescribed by your health care provider (for instance, 10 mg versus 100 mg; one per day versus two per day; tablet versus liquid).

### **Section 4.2 What kinds of restrictions?**

Our plan uses different types of restrictions to help our members use drugs in the most effective ways. The following sections tell you more about the types of restrictions we use for certain drugs.

#### **Restricting brand-name drugs when a generic version is available**

Generally, a generic drug works the same as a brand-name drug and usually costs less. **In most cases, when a generic version of a brand-name drug is available, our network pharmacies will provide you the generic version.** We usually will not cover the brand-name drug when a generic version is available. However, if your provider has told us the medical reason that neither the generic drug nor other covered drugs that treat the same condition will work for you, then we will cover the brand-name drug.

### Getting plan approval in advance

For certain drugs, you or your provider need to get approval from the plan before we will agree to cover the drug for you. This is called **prior authorization**. Sometimes the requirement for getting approval in advance helps guide appropriate use of certain drugs. If you do not get this approval, your drug might not be covered by the plan.

### Trying a different drug first

This requirement encourages you to try less costly but just as effective drugs before the plan covers another drug. For example, if drug A and drug B treat the same medical condition, the plan may require you to try drug A first. If drug A does not work for you, the plan will then cover drug B. This requirement to try a different drug first is called **step therapy**.

### Quantity limits

For certain drugs, we limit the amount of the drug that you can have by limiting how much of a drug you can get each time you fill your prescription. For example, if it is normally considered safe to take only one pill per day for a certain drug, we may limit coverage for your prescription to no more than one pill per day.

## Section 4.3 Do any of these restrictions apply to your drugs?

The plan's Drug List includes information about the restrictions described in the previous section. To find out if any of these restrictions apply to a drug you take or want to take, check the Drug List. For the most up-to-date information, call customer service (phone numbers are printed on the back cover of this booklet) or check our website ([YourMedicareSolutions.com](http://YourMedicareSolutions.com)).

**If there is a restriction for your drug, it usually means that you or your provider will have to take extra steps in order for us to cover the drug.** If there is a restriction on the drug you want to take, you should contact customer service to learn what you or your provider would need to do to get coverage for the drug. If you want us to waive the restriction for you, you will need to use the coverage decision

process and ask us to make an exception. We may or may not agree to waive the restriction for you. (See Chapter 7, Section 5.2 for information about asking for exceptions.)

---

## SECTION 5 What if one of your drugs is not covered in the way you'd like it to be covered?

---

### Section 5.1 There are things you can do if your drug is not covered in the way you'd like it to be covered

---

We hope that your drug coverage will work well for you. But it's possible that there could be a prescription drug you are currently taking, or one that you and your provider think you should be taking that is not on our formulary or is on our formulary with restrictions. For example:

- The drug might not be covered at all. Or maybe a generic version of the drug is covered but the brand-name version you want to take is not covered.
- The drug is covered, but there are extra rules or restrictions on coverage for that drug. As explained in Section 4, some of the drugs covered by the plan have extra rules to restrict their use. For example, you might be required to try a different drug first, to see if it will work, before the drug you want to take will be covered for you. Or there might be limits on what amount of the drug (number of pills, etc.) is covered during a particular time period. In some cases, you may want us to waive the restriction for you.
- The drug is covered, but it is in a cost-sharing tier that makes your cost sharing more expensive than you think it should be. The plan puts each covered drug into one of five different cost-sharing tiers. How much you pay for your prescription depends in part on which cost-sharing tier your drug is in.

**There are things you can do if your drug is not covered in the way that you'd like it to be covered.**



Your options depend on what type of problem you have:

- If your drug is not on the Drug List or if your drug is restricted, go to Section 5.2 to learn what you can do.
- If your drug is in a cost-sharing tier that makes your cost more expensive than you think it should be, go to Section 5.3 to learn what you can do.

## **Section 5.2 What can you do if your drug is not on the Drug List or if the drug is restricted in some way?**

**If your drug is not on the Drug List or is restricted, here are things you can do:**

- You may be able to get a temporary supply of the drug (only members in certain situations can get a temporary supply). This will give you and your provider time to change to another drug or to file a request to have the drug covered.
- You can change to another drug.
- You can request an exception and ask the plan to cover the drug or remove restrictions from the drug.

### **You may be able to get a temporary supply**

Under certain circumstances, the plan can offer a temporary supply of a drug to you when your drug is not on the Drug List or when it is restricted in some way. Doing this gives you time to talk with your provider about the change in coverage and figure out what to do.

To be eligible for a temporary supply, you must meet the following two requirements:

#### **1. The change to your drug coverage must be one of the following types of changes:**

- The drug you have been taking is **no longer on the plan's Drug List**.
- – or – The drug you have been taking is **now restricted in some way** (Section 4 in this chapter tells about restrictions).

#### **2. You must be in one of the situations described next:**

- **For those members who are new or who were in the plan last year:**

We will cover a temporary supply of your drug **during the first 90 days of your membership in the plan if you are new and during the first 90 days of the calendar year if you were in the plan last year**. This temporary supply will be for a maximum of a 30-day supply. If your prescription is written for fewer days, we will allow multiple fills to provide up to a maximum of a 30-day supply of medication. The prescription must be filled at a network pharmacy. (Please note that the long-term care pharmacy may provide the drug in smaller amounts at a time to prevent waste.)

- **For those members who have been in the plan for more than 90 days and reside in a long-term care (LTC) facility and need a supply right away:** We will cover one 31-day supply of a particular drug, or less if your prescription is written for fewer days. This is in addition to the temporary supply situation described in the previous bullet.
- **For those members who have a level of care change:**

If you have a level of care change, such as being discharged from a hospital to your home or from a long-term care facility to your home or a similar change in care settings, you may have to fill new prescriptions for the drugs you were taking in the hospital or long-term care facility. We have processes in place to make sure you can continue taking your prescriptions and not have a gap in your drug therapy.

If you are not a resident of a long-term care facility and have a level of care change, such as being discharged from a hospital to your home, a transition fill of each of your drugs will be provided automatically at your pharmacy. If you are a resident of a long-term care facility and have a level of care change, such as being discharged from the long-term care facility to your home, your pharmacy will submit a request to allow you to get up to a 30-day supply of each of your drugs. Your pharmacist should be able to tell when he or she electronically files your claim that the prescription is the result of a level of care change. If the pharmacist cannot tell that from your claim, he or she can call the Pharmacy

**Chapter 3: Using the plan's coverage for your Part D prescription drugs**

Help Desk and obtain the necessary permission to fill your prescription. That phone number is on the back of your member ID card.

To ask for a temporary supply, call customer service (phone numbers are printed on the back cover of this booklet).

During the time when you are getting a temporary supply of a drug, you should talk with your provider to decide what to do when your temporary supply runs out. You can either switch to a different drug covered by the plan or ask the plan to make an exception for you and cover your current drug. The following sections tell you more about these options.

**You can change to another drug**

Start by talking with your provider. Perhaps there is a different drug covered by the plan that might work just as well for you. You can call customer service to ask for a list of covered drugs that treat the same medical condition. This list can help your provider find a covered drug that might work for you. (Phone numbers for customer service are printed on the back cover of this booklet.)

**You can ask for an exception**

You and your provider can ask the plan to make an exception for you and cover the drug in the way you would like it to be covered. If your provider says that you have medical reasons that justify asking us for an exception, your provider can help you request an exception to the rule. For example, you can ask the plan to cover a drug even though it is not on the plan's Drug List. Or you can ask the plan to make an exception and cover the drug without restrictions.

If you are a current member and a drug you are taking will be removed from the formulary or restricted in some way for next year, we will allow you to request a formulary exception in advance for next year. We will tell you about any change in the coverage for your drug for next year. You can ask for an exception before next year and we will give you an answer within 72 hours after we receive your request (or your prescriber's supporting statement).

If we approve your request, we will authorize the coverage before the change takes effect.

If you and your provider want to ask for an exception, Chapter 7, Section 5.4 tells what to do. It explains the procedures and deadlines that have been set by Medicare to make sure your request is handled promptly and fairly.

**Section 5.3 What can you do if your drug is in a cost-sharing tier you think is too high?**

If your drug is in a cost-sharing tier you think is too high, here are things you can do:

**You can change to another drug**

If your drug is in a cost-sharing tier you think is too high, start by talking with your provider. Perhaps there is a different drug in a lower cost-sharing tier that might work just as well for you. You can call customer service to ask for a list of covered drugs that treat the same medical condition. This list can help your provider find a covered drug that might work for you. (Phone numbers for customer service are printed on the back cover of this booklet.)

**You can ask for an exception**

You and your provider can ask the plan to make an exception in the cost-sharing tier for the drug so that you pay less for it. If your provider says that you have medical reasons that justify asking us for an exception, your provider can help you request an exception to the rule.

If you and your provider want to ask for an exception, Chapter 7, Section 5.4 tells what to do. It explains the procedures and deadlines that have been set by Medicare to make sure your request is handled promptly and fairly.

Drugs of our specialty tier are not eligible for this type of exception. We do not lower the cost-sharing amount for drugs in this tier.

---

## SECTION 6 What if your coverage changes for one of your drugs?

---

### Section 6.1 The Drug List can change during the year

---

Most of the changes in drug coverage happen at the beginning of each year (January 1). However, during the year, the plan might make changes to the Drug List. For example, the plan might:

- **Add or remove drugs from the Drug List.** New drugs become available, including new generic drugs. Perhaps the government has given approval to a new use for an existing drug. Sometimes, a drug gets recalled and we decide not to cover it. Or we might remove a drug from the list because it has been found to be ineffective.
- **Move a drug to a higher or lower cost-sharing tier.**
- **Add or remove a restriction on coverage for a drug** (for more information about restrictions to coverage, see Section 4 in this chapter).
- **Replace a brand-name drug with a generic drug.**

We must follow Medicare requirements before we change the plan's Drug List.

### Section 6.2 What happens if coverage changes for a drug you are taking?

---

#### Information on changes to drug coverage

When changes to the Drug List occur during the year, we post information on our website about those changes. We will update our online Drug List on a regularly scheduled basis to include any changes that have occurred after the last update. We point out next the times that you would get direct notice if changes are made to a drug that you are then taking. You can also call customer service for more information (phone numbers are printed on the back cover of this booklet).

#### Do changes to your drug coverage affect you right away?

**Changes that can affect you this year:** In the following cases, you will be affected by the coverage changes during the current year:

- **A new generic drug replaces a brand name drug on the Drug List (or we change the cost-sharing tier or add new restrictions to the brand name drug, or both)**
  - We may immediately remove a brand-name drug on our Drug List if we are replacing it with a newly approved generic version of the same drug that will appear on the same or lower cost-sharing tier and with the same or fewer restrictions. Also, when adding the new generic drug, we may decide to keep the brand-name drug on our Drug List, but immediately move it to a higher cost-sharing tier or add new restrictions, or both.
  - We may not tell you in advance before we make that change—even if you are currently taking the brand-name drug.
  - You or your prescriber can ask us to make an exception and continue to cover the brand-name drug for you. For information on how to ask for an exception, see Chapter 7 (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)).
  - If you are taking the brand-name drug at the time we make the change, we will provide you with information about the specific change(s) we made. This will also include information on the steps you may take to request an exception to cover the brand-name drug. You may not get this notice before we make the change.
- **Unsafe drugs and other drugs on the Drug List that are withdrawn from the market**
  - Once in a while, a drug may be suddenly withdrawn because it has been found to be unsafe or removed from the market for another reason. If this happens, we will immediately remove the drug from the Drug List. If you are taking that drug, we will let you know of this change right away.

**Chapter 3: Using the plan's coverage for your Part D prescription drugs**

- Your prescriber will also know about this change and can work with you to find another drug for your condition.
- **Other changes to drugs on the Drug List**
  - We may make other changes once the year has started that affect drugs you are taking. For instance, we might add a generic drug that is not new to the market to replace a brand-name drug or change the cost-sharing tier or add new restrictions to the brand-name drug, or both. We also might make changes based on FDA boxed warnings or new clinical guidelines recognized by Medicare. We must give you at least 30 days' advance notice of the change or give you notice of the change and a 30-day refill of the drug you are taking at a network pharmacy.
  - After you receive notice of the change, you should be working with your prescriber to switch to a different drug that we cover.
  - Or you or your prescriber can ask us to make an exception and continue to cover the drug for you. For information on how to ask for an exception, see Chapter 7 (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)).

**Changes to drugs on the Drug List that will not affect people currently taking the drug:** For changes to the Drug List that are not previously described here, if you are currently taking the drug, the following types of changes will not affect you until January 1 of the next year if you stay in the plan:

- If we move your drug into a higher cost-sharing tier.
- If we put a new restriction on your use of the drug.
- If we remove your drug from the Drug List.

If any of these changes happen for a drug you are taking (but not because of a market withdrawal, a generic drug replacing a brand-name drug, or other change noted in the previous sections), then the change won't affect your use or what you pay as your share of the cost until January 1 of the next year. Until that date, you probably won't see any increase in your payments or any added restriction to your use of the drug. You will not get direct notice this year about changes that do not affect you.

However, on January 1 of the next year, the changes will affect you and it is important to check the Drug List in the new benefit year for any changes to drugs.

---

## **SECTION 7 What types of drugs are *not* covered by the plan?**

---

### **Section 7.1 Types of drugs we do not cover**

---

This section tells you what kinds of prescription drugs are excluded. This means Medicare does not pay for these drugs.

If you get drugs that are excluded, you must pay for them yourself. We won't pay for the drugs that are listed in this section. The only exception: If the requested drug is found upon appeal to be a drug that is not excluded under Part D and we should have paid for or covered it because of your specific situation. (For information about appealing a decision we have made to not cover a drug, go to Chapter 7, Section 5.5 in this booklet.)

Here are three general rules about drugs that Medicare drug plans will not cover under Part D:

- Our plan's Part D drug coverage cannot cover a drug that would be covered under Medicare Part A or Part B.
- Our plan cannot cover a drug purchased outside the United States and its territories.
- Our plan usually cannot cover off-label use. Off-label use is any use of the drug other than those indicated on a drug's label as approved by the Food and Drug Administration.
  - Generally, coverage for off-label use is allowed only when the use is supported by certain references, such as the American Hospital Formulary Service Drug Information and the DRUGDEX Information System. If the use is not supported by any of these references, then our plan cannot cover its off-label use.

Also, by law, these categories of drugs are not covered by Medicare drug plans:

- Non-prescription drugs (also called over-the-counter drugs)

**Chapter 3: Using the plan's coverage for your Part D prescription drugs**

- Drugs when used to promote fertility
- Drugs when used for the relief of cough or cold symptoms
- Drugs when used for cosmetic purposes or to promote hair growth
- Prescription vitamins and mineral products, except prenatal vitamins and fluoride preparations
- Drugs when used for the treatment of sexual or erectile dysfunction
- Drugs when used for treatment of anorexia, weight loss, or weight gain
- Outpatient drugs for which the manufacturer seeks to require that associated tests or monitoring services be purchased exclusively from the manufacturer as a condition of sale

If you receive **Extra Help paying for your drugs**, your state Medicaid program may cover some prescription drugs not normally covered in a Medicare drug plan. Please contact your state Medicaid program to determine what drug coverage may be available to you. (You can find phone numbers and contact information for Medicaid in Chapter 2, Section 6.)

---

## **SECTION 8 Show your plan membership card when you fill a prescription**

---

### **Section 8.1 Show your membership card**

---

To fill your prescription, show your plan membership card at the network pharmacy you choose. When you show your plan membership card, the network pharmacy will automatically bill the plan for *our* share of your covered prescription drug cost. You will need to pay the pharmacy *your* share of the cost when you pick up your prescription.

### **Section 8.2 What if you don't have your membership card with you?**

---

If you don't have your plan membership card with you when you fill your prescription, ask the

pharmacy to call the plan to get the necessary information.

If the pharmacy is not able to get the necessary information, **you may have to pay the full cost of the prescription when you pick it up.** (You can then ask us to reimburse you for our share. See Chapter 5, Section 2.1 for information about how to ask the plan for reimbursement.)

---

## **SECTION 9 Part D drug coverage in special situations**

---

### **Section 9.1 What if you're in a hospital or a skilled nursing facility for a stay that is covered by Original Medicare?**

---

If you are **admitted to a hospital** for a stay covered by Original Medicare, Medicare Part A will generally cover the cost of your prescription drugs during your stay. Once you leave the hospital, our plan will cover your drugs as long as the drugs meet all of our rules for coverage. See the previous parts of this chapter that tell about the rules for getting drug coverage.

If you are **admitted to a skilled nursing facility** for a stay covered by Original Medicare, Medicare Part A will generally cover your prescription drugs during all or part of your stay. If you are still in the skilled nursing facility, and Part A is no longer covering your drugs, our plan will cover your drugs as long as the drugs meet all of our rules for coverage. See the previous parts of this chapter that tell about the rules for getting drug coverage.

**Please note:** When you enter, live in, or leave a skilled nursing facility, you are entitled to a special enrollment period. During this time period, you can switch plans or change your coverage. (Chapter 8, Ending your membership in the plan, tells when you can leave our plan and join a different Medicare plan.)

## Section 9.2 What if you're a resident in a long-term care (LTC) facility?

---

Usually, a long-term care (LTC) facility (such as a nursing home) has its own pharmacy, or a pharmacy that supplies drugs for all of its residents. If you are a resident of a long-term care facility, you may get your prescription drugs through the facility's pharmacy as long as it is part of our network.

Check your Pharmacy Directory to find out if your long-term care facility's pharmacy is part of our network. If it isn't, or if you need more information, please contact customer service (phone numbers are printed on the back cover of this booklet).

### What if you're a resident in a long-term care (LTC) facility and become a new member of the plan?

If you need a drug that is not on our Drug List or is restricted in some way, the plan will cover a **temporary supply** of your drug during the first 90 days of your membership. The total supply will be for a maximum of a 31-day supply, or less if your prescription is written for fewer days. (Please note that the long-term care pharmacy may provide the drug in smaller amounts at a time to prevent waste.)

If you have been a member of the plan for more than 90 days and need a drug that is not on our Drug List or if the plan has any restriction on the drug's coverage, we will cover one 31-day supply, or less if your prescription is written for fewer days.

During the time when you are getting a temporary supply of a drug, you should talk with your provider to decide what to do when your temporary supply runs out. Perhaps there is a different drug covered by the plan that might work just as well for you. Or you and your provider can ask the plan to make an exception for you and cover the drug in the way you would like it to be covered. If you and your provider want to ask for an exception, Chapter 7, Section 5.4 tells what to do.

## Section 9.3 What if you are taking drugs covered by Original Medicare?

---

Your enrollment in MedicareBlue Rx Standard doesn't affect your coverage for drugs covered under Medicare Part A or Part B. If you meet Medicare's coverage requirements, your drug will still be covered under Medicare Part A or Part B, even though you are enrolled in this plan. In addition, if your drug would be covered by Medicare Part A or Part B, our plan can't cover it, even if you choose not to enroll in Part A or Part B.

Some drugs may be covered under Medicare Part B in some situations and through MedicareBlue Rx Standard in other situations. But drugs are never covered by both Part B and our plan at the same time. In general, your pharmacist or provider will determine whether to bill Medicare Part B or MedicareBlue Rx Standard for the drug.

## Section 9.4 What if you have a Medigap (Medicare supplement insurance) policy with prescription drug coverage?

---

If you currently have a Medigap policy that includes coverage for prescription drugs, you must contact your Medigap issuer and tell them you have enrolled in our plan. If you decide to keep your current Medigap policy, your Medigap issuer will remove the prescription drug coverage portion of your Medigap policy and lower your premium.

Each year your Medigap insurance company should send you a notice that tells if your prescription drug coverage is creditable, and the choices you have for drug coverage. (If the coverage from the Medigap policy is **creditable**, it means that it is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.) The notice will also explain how much your premium would be lowered if you remove the prescription drug coverage portion of your Medigap policy. If you didn't get this notice, or if you can't find it, contact your Medigap insurance company and ask for another copy.

## Section 9.5 What if you're also getting drug coverage from an employer or retiree group plan?

---

Do you currently have other prescription drug coverage through your (or your spouse's) employer or retiree group? If so, please contact **that group's benefits administrator**. He or she can help you determine how your current prescription drug coverage will work with our plan.

In general, if you are currently employed, the prescription drug coverage you get from us will be *secondary* to your employer or retiree group coverage. That means your group coverage would pay first.

### Special note about creditable coverage:

Each year your employer or retiree group should send you a notice that tells if your prescription drug coverage for the next calendar year is creditable and the choices you have for drug coverage.

If the coverage from the group plan is **creditable**, it means that the plan has drug coverage that is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.

**Keep these notices about creditable coverage**, because you may need them later. If you enroll in a Medicare plan that includes Part D drug coverage, you may need these notices to show that you have maintained creditable coverage. If you didn't get a notice about creditable coverage from your employer or retiree group plan, you can get a copy from the employer or retiree group's benefits administrator or the employer or union.

## Section 9.6 What if you are in Medicare-certified hospice?

---

Drugs are never covered by both hospice and our plan at the same time. If you are enrolled in Medicare hospice and require an anti-nausea, laxative, pain medication, or anti-anxiety drug that is not covered by your hospice because it is unrelated to your terminal illness and related conditions, our plan must receive notification from either the prescriber or your hospice provider that the drug

is unrelated before our plan can cover the drug. To prevent delays in receiving any unrelated drugs that should be covered by our plan, you can ask your hospice provider or prescriber to make sure we have the notification that the drug is unrelated before you ask a pharmacy to fill your prescription.

In the event you either revoke your hospice election or are discharged from hospice, our plan should cover all your drugs. To prevent any delays at a pharmacy when your Medicare hospice benefit ends, you should bring documentation to the pharmacy to verify your revocation or discharge. See the previous parts of this section that tell about the rules for getting drug coverage under Part D. Chapter 4 (What you pay for your Part D prescription drugs) gives more information about drug coverage and what you pay.

---

## SECTION 10 Programs on drug safety and managing medications

---

### Section 10.1 Programs to help members use drugs safely

---

We conduct drug use reviews for our members to help make sure that they are getting safe and appropriate care. These reviews are especially important for members who have more than one provider who prescribes their drugs.

We do a review each time you fill a prescription. We also review our records on a regular basis. During these reviews, we look for potential problems such as:

- Possible medication errors
- Drugs that may not be necessary because you are taking another drug to treat the same medical condition
- Drugs that may not be safe or appropriate because of your age or gender
- Certain combinations of drugs that could harm you if taken at the same time
- Prescriptions written for drugs that have ingredients you are allergic to

- Possible errors in the amount (dosage) of a drug you are taking
- Unsafe amounts of opioid pain medications

If we see a possible problem in your use of medications, we will work with your provider to correct the problem.

## **Section 10.2 Drug management program (DMP) to help members safely use their opioid medications**

---

We have a program that can help make sure our members safely use their prescription opioid medications and other medications that are frequently abused. This program is called a drug management program (DMP). If you use opioid medications that you get from several doctors or pharmacies, we may talk to your doctors to make sure your use of opioid medications is appropriate and medically necessary. Working with your doctors, if we decide your use of prescription opioid or benzodiazepine medications is not safe, we may limit how you can get those medications. The limitations may be:

- Requiring you to get all your prescriptions for opioid or benzodiazepine medications from a certain pharmacy(ies)
- Requiring you to get all your prescriptions for opioid or benzodiazepine medications from a certain doctor
- Limiting the amount of opioid or benzodiazepine medications we will cover for you

If we think that one or more of these limitations should apply to you, we will send you a letter in advance. The letter will have information explaining the limitations we think should apply to you. You will also have an opportunity to tell us which doctors or pharmacies you prefer to use, and about any other information you think is important for us to know. After you've had the opportunity to respond, if we decide to limit your coverage for these medications, we will send you another letter confirming the limitation. If you think we made a mistake or you disagree with our determination that you are at-risk for prescription drug misuse or with the limitation, you and your prescriber have the right to ask us

for an appeal. If you choose to appeal, we will review your case and give you a decision. If we continue to deny any part of your request related to the limitations that apply to your access to medications, we will automatically send your case to an independent reviewer outside of our plan. See Chapter 7 for information about how to ask for an appeal.

The DMP may not apply to you if you have certain medical conditions, such as cancer, you are receiving hospice, palliative, or end-of-life care, or live in a long-term care facility.

## **Section 10.3 Medication therapy management (MTM) program to help members manage their medications**

---

We have a program that can help our members with complex health needs.

This program is voluntary and free to members. A team of pharmacists developed the program for us. This program can help make sure that our members get the most benefit from the drugs they take. Our program is called an enhanced medication therapy management (EMTM) program. Our EMTM program may be able to help you with issues that are affecting your ability to take your medications.

If we have a program that fits your needs, we will automatically enroll you in the program and send you information. If you decide not to participate, please notify us and we will withdraw you from the program. If you have any questions about these programs, please contact customer service (phone numbers are printed on the back cover of this booklet).

<sup>†</sup>CVS Caremark Part D Services is an independent company providing pharmacy benefit management services.



# CHAPTER 4

*What you pay for your Part D  
prescription drugs*

---

## Chapter 4. What you pay for your Part D prescription drugs

---

<b>SECTION 1 Introduction</b> . . . . .	<b>47</b>
Section 1.1 Use this chapter together with other materials that explain your drug coverage. . . . .	47
Section 1.2 Types of out-of-pocket costs you may pay for covered drugs. . . . .	47
<b>SECTION 2 What you pay for a drug depends on which drug payment stage you are in when you get the drug</b> . . . . .	<b>48</b>
Section 2.1 What are the drug payment stages for MedicareBlue Rx Standard members? . . . . .	48
<b>SECTION 3 We send you reports that explain payments for your drugs and which payment stage you are in</b> . . . . .	<b>49</b>
Section 3.1 We send you a monthly report called the Part D Explanation of Benefits (the Part D EOB) . . . . .	49
Section 3.2 Help us keep our information about your drug payments up to date . . . . .	49
<b>SECTION 4 During the deductible stage, you pay the full cost of your tier 3, tier 4 and tier 5 drugs</b> . . . . .	<b>50</b>
Section 4.1 You stay in the deductible stage until you have paid \$445 for your tier 3, tier 4 and tier 5 drugs. . . . .	50
<b>SECTION 5 During the initial coverage stage, the plan pays its share of your drug costs and you pay your share</b> . . . . .	<b>50</b>
Section 5.1 What you pay for a drug depends on the drug and where you fill your prescription . . . . .	50
Section 5.2 A table that shows your costs for a <i>one-month</i> supply of a drug. . . . .	51
Section 5.3 If your doctor prescribes less than a full month's supply, you may not have to pay the cost of the entire month's supply . . . . .	52
Section 5.4 A table that shows your costs for a <i>long-term</i> (up to a 90-day) supply of a drug. . . . .	53
Section 5.5 You stay in the initial coverage stage until your total drug costs for the year reach \$4,130. . . . .	53
<b>SECTION 6 During the coverage gap stage, you receive a discount on brand-name drugs and pay no more than 25% of the costs for generic drugs</b> . . . . .	<b>54</b>
Section 6.1 You stay in the coverage gap stage until your out-of-pocket costs reach \$6,550 . . . . .	54
Section 6.2 How Medicare calculates your out-of-pocket costs for prescription drugs . . . . .	54
<b>SECTION 7 During the catastrophic coverage stage, the plan pays most of the cost for your drugs</b> . . . . .	<b>55</b>
Section 7.1 Once you are in the catastrophic coverage stage, you will stay in this stage for the rest of the year . . . . .	55
<b>SECTION 8 What you pay for vaccinations covered by Part D depends on how and where you get them</b> . . . . .	<b>55</b>
Section 8.1 Our plan may have separate coverage for the Part D vaccine medication itself and for the cost of giving you the vaccine . . . . .	55
Section 8.2 You may want to call us at customer service before you get a vaccine. . . . .	56



**Did you know there are programs to help people pay for their drugs?**

There are programs to help people with limited resources pay for their drugs. These include Extra Help and State Pharmaceutical Assistance Programs. For more information, see Chapter 2, Section 7.

**Are you currently getting help to pay for your drugs?**

If you are in a program that helps pay for your drugs, **some information in this Evidence of Coverage about the costs for Part D prescription drugs may not apply to you.** We have included a separate insert, called the Evidence of Coverage Rider for People Who Get Extra Help Paying for Prescription Drugs (also known as the Low Income Subsidy Rider or the LIS Rider), which tells you about your drug coverage. If you don't have this insert, please call customer service and ask for the LIS Rider. (Phone numbers for customer service are printed on the back cover of this booklet.)

- It also tells which of the five cost-sharing tiers the drug is in and whether there are any restrictions on your coverage for the drug.
- If you need a copy of the Drug List, call customer service (phone numbers are printed on the back cover of this booklet). You can also find the Drug List on our website at **YourMedicareSolutions.com**. The Drug List on the website is always the most current.

- **Chapter 3 of this booklet.** Chapter 3 gives the details about your prescription drug coverage, including rules you need to follow when you get your covered drugs. Chapter 3 also tells which types of prescription drugs are not covered by our plan.
- **The plan's Pharmacy Directory.** In most situations you must use a network pharmacy to get your covered drugs (see Chapter 3 for the details). The Pharmacy Directory has a list of pharmacies in the plan's network. It also tells you which pharmacies in our network can give you a long-term supply of a drug (such as filling a prescription for a three-month's supply).

## SECTION 1 Introduction

### Section 1.1 Use this chapter together with other materials that explain your drug coverage

This chapter focuses on what you pay for your Part D prescription drugs. To keep things simple, we use drug in this chapter to mean a Part D prescription drug. As explained in Chapter 3, not all drugs are Part D drugs – some drugs are covered under Medicare Part A or Part B and other drugs are excluded from Medicare coverage by law.

To understand the payment information we give you in this chapter, you need to know the basics of what drugs are covered, where to fill your prescriptions, and what rules to follow when you get your covered drugs. Here are materials that explain these basics:

- **The plan's List of Covered Drugs (Formulary).** To keep things simple, we call this the Drug List.
  - This Drug List tells which drugs are covered for you.

### Section 1.2 Types of out-of-pocket costs you may pay for covered drugs

To understand the payment information we give you in this chapter, you need to know about the types of out-of-pocket costs you may pay for your covered services. The amount that you pay for a drug is called cost sharing, and there are three ways you may be asked to pay.

- The **deductible** is the amount you must pay for drugs before our plan begins to pay its share.
- **Copayment** means that you pay a fixed amount each time you fill a prescription.
- **Coinsurance** means that you pay a percent of the total cost of the drug each time you fill a prescription.

## SECTION 2 What you pay for a drug depends on which drug payment stage you are in when you get the drug

### Section 2.1 What are the drug payment stages for MedicareBlue Rx Standard members?

As shown in the following table, there are drug payment stages for your prescription drug coverage under MedicareBlue Rx Standard. How much you pay for a drug depends on which of these stages you are in at the time you get a prescription filled or refilled. Keep in mind you are always responsible for the plan’s monthly premium regardless of the drug payment stage.

<b>Stage 1</b> <i>Yearly deductible stage</i>	<b>Stage 2</b> <i>Initial coverage stage</i>	<b>Stage 3</b> <i>Coverage gap stage</i>	<b>Stage 4</b> <i>Catastrophic coverage stage</i>
<p>During this stage, <b>you pay the full cost</b> of your tier 3 (preferred brand), tier 4 (non-preferred drug) and tier 5 (specialty tier) drugs. The deductible does not apply to tier 1 (preferred generic) and tier 2 (generic) drugs.</p> <p>You stay in this stage until you have paid \$445 for your tier 3, tier 4 and tier 5 drugs (\$445 is the amount of your tier 3, tier 4 and tier 5 deductible).</p> <p>(Details are in Section 4 of this chapter.)</p>	<p>During this stage, the plan pays its share of the cost of your tier 1 (preferred generic) and tier 2 (generic) drugs and <b>you pay your share of the cost.</b></p> <p>After you (or others on your behalf) have met your tier 3 (preferred brand), tier 4 (non-preferred drug) and tier 5 (specialty tier) deductible, the plan pays its share of the costs of your drugs and you pay your share.</p> <p>You stay in this stage until your year-to-date <b>total drug costs</b> (your payments plus any Part D plan’s payments) total \$4,130.</p> <p>(Details are in Section 5 of this chapter.)</p>	<p>During this stage, you pay 25% of the price for brand-name drugs (plus a portion of the dispensing fee) and 25% of the price for generic drugs.</p> <p>You stay in this stage until your year-to-date <b>out-of-pocket costs</b> (your payments) reach a total of \$6,550. This amount and rules for counting costs toward this amount have been set by Medicare.</p> <p>(Details are in Section 6 of this chapter.)</p>	<p>During this stage, <b>the plan will pay most of the cost</b> of your drugs for the rest of the calendar year (through December 31, 2021).</p> <p>(Details are in Section 7 of this chapter.)</p>

---

## SECTION 3 We send you reports that explain payments for your drugs and which payment stage you are in

---

### Section 3.1 We send you a monthly report called the Part D Explanation of Benefits (the Part D EOB)

---

Our plan keeps track of the costs of your prescription drugs and the payments you have made when you get your prescriptions filled or refilled at the pharmacy. This way, we can tell you when you have moved from one drug payment stage to the next. In particular, there are two types of costs we keep track of:

- We keep track of how much you have paid. This is called your **out-of-pocket** cost.
- We keep track of your **total drug costs**. This is the amount you pay out-of-pocket or others pay on your behalf plus the amount paid by the plan.

Our plan will prepare a written report called the Part D Explanation of Benefits (it is sometimes called the Part D EOB) when you have had one or more prescriptions filled through the plan during the previous month. The Part D EOB provides more information about the drugs you take, such as increases in price and other drugs with lower cost sharing that may be available. You should consult with your prescriber about these lower cost options. It includes:

- **Information for that month.** This report gives the payment details about the prescriptions you have filled during the previous month. It shows the total drug costs, what the plan paid and what you and others on your behalf paid.
- **Totals for the year since January 1.** This is called year-to-date information. It shows you the total drug costs and total payments for your drugs since the year began.
- **Drug price information.** This information will display cumulative percentage increases for each prescription claim.

- **Available lower cost alternative prescriptions.** This will include information about other drugs with lower cost sharing for each prescription claim that may be available.

### Section 3.2 Help us keep our information about your drug payments up to date

---

To keep track of your drug costs and the payments you make for drugs, we use records we get from pharmacies. Here is how you can help us keep your information correct and up to date:

- **Show your membership card when you get a prescription filled.** To make sure we know about the prescriptions you are filling and what you are paying, show your plan membership card every time you get a prescription filled.
- **Make sure we have the information we need.** There are times you may pay for prescription drugs when we will not automatically get the information we need to keep track of your out-of-pocket costs. To help us keep track of your out-of-pocket costs, you may give us copies of receipts for drugs that you have purchased. (If you are billed for a covered drug, you can ask our plan to pay our share of the cost. For instructions on how to do this, go to Chapter 5, Section 2 of this booklet.) Here are some types of situations when you may want to give us copies of your drug receipts to be sure we have a complete record of what you have spent for your drugs:
  - When you purchase a covered drug at a network pharmacy at a special price or using a discount card that is not part of our plan's benefit.
  - When you made a copayment for drugs that are provided under a drug manufacturer patient assistance program.
  - Any time you have purchased covered drugs at out-of-network pharmacies or other times you have paid the full price for a covered drug under special circumstances.
- **Send us information about the payments others have made for you.** Payments made by certain other individuals and organizations also count toward your out-of-pocket costs and help qualify

you for catastrophic coverage. For example, payments made by a State Pharmaceutical Assistance Program, an AIDS drug assistance program (ADAP), the Indian Health Service and most charities count toward your out-of-pocket costs. You should keep a record of these payments and send them to us so we can track your costs.

- **Check the written report we send you.** When you receive a Part D Explanation of Benefits (a Part D EOB) in the mail, please look it over to be sure the information is complete and correct. If you think something is missing from the report, or you have any questions, please call us at customer service (phone numbers are printed on the back cover of this booklet). You can sign up for electronic Explanation of Benefits statements by visiting [Caremark.com](https://www.caremark.com)<sup>†</sup>. Be sure to keep these reports. They are an important record of your drug expenses.

---

## SECTION 4 During the deductible stage, you pay the full cost of your tier 3, tier 4 and tier 5 drugs

---

### Section 4.1 You stay in the deductible stage until you have paid \$445 for your tier 3, tier 4 and tier 5 drugs

---

The deductible stage is the first payment stage for your drug coverage. You will pay a yearly deductible of \$445 on tier 3 through tier 5 drugs. **You must pay the full cost of your tier 3 through tier 5 drugs** until you reach the plan's deductible amount. For tier 1 and tier 2 drugs, you will not have to pay any deductible and will start receiving coverage immediately.

- Your **full cost** is usually lower than the normal full price of the drug, since our plan has negotiated lower costs for most drugs.
- The **deductible** is the amount you must pay for your Part D prescription drugs before the plan begins to pay its share.

Once you have paid \$445 for your tier 3 through tier 5 drugs, you leave the deductible stage and move on to the next drug payment stage, which is the initial coverage stage.

---

## SECTION 5 During the initial coverage stage, the plan pays its share of your drug costs and you pay your share

---

### Section 5.1 What you pay for a drug depends on the drug and where you fill your prescription

---

During the initial coverage stage, the plan pays its share of the cost of your covered prescription drugs, and you pay your share (your copayment or coinsurance amount). Your share of the cost will vary depending on the drug and where you fill your prescription.

#### The plan has five cost-sharing tiers

Every drug on the plan's Drug List is in one of five cost-sharing tiers. In general, the higher the cost-sharing tier number, the higher your cost for the drug:

- Tier 1: Preferred generic drugs. This tier is the lowest tier and generally contains the lowest cost generics.
- Tier 2: Generic drugs. This tier contains generics.
- Tier 3: Preferred brand drugs. This tier contains preferred brand drugs and non-preferred generic drugs.
- Tier 4: Non-preferred drugs. This tier contains non-preferred brand drugs and non-preferred generic drugs.
- Tier 5: Specialty drugs. This tier contains very high cost brand and some generic drugs, which may require special handling and/or close monitoring.

To find out which cost-sharing tier your drug is in, look it up in the plan's Drug List.

**Your pharmacy choices**

How much you pay for a drug depends on whether you get the drug from:

- A network retail pharmacy that offers standard cost sharing
- A network retail pharmacy that offers preferred cost sharing
- A pharmacy that is not in the plan’s network
- The plan’s mail order pharmacy

For more information about these pharmacy choices and filling your prescriptions, see Chapter 3 in this booklet and the plan’s Pharmacy Directory.

Generally, we will cover your prescriptions *only* if they are filled at one of our network pharmacies. Some of our network pharmacies also offer preferred cost sharing. You may go to either network pharmacies that offer preferred cost sharing or other network pharmacies that offer standard cost sharing to receive your covered prescription drugs. Your costs may be less at pharmacies that offer preferred cost sharing.

**Section 5.2 A table that shows your costs for a *one-month* supply of a drug**

During the initial coverage stage, your share of the cost of a covered drug will be either a copayment or coinsurance.

- **Copayment** means that you pay a fixed amount each time you fill a prescription.
- **Coinsurance** means that you pay a percent of the total cost of the drug each time you fill a prescription.

As shown in the table below, the amount of the copayment or coinsurance depends on which tier your drug is in. Please note:

- If your covered drug costs less than the copayment amount listed in the chart, you will pay that lower price for the drug. You pay *either* the full price of the drug *or* the copayment amount, *whichever is lower*.

**Your share of the cost when you get a *one-month* supply of a covered Part D prescription drug:**

Tier	Standard retail cost sharing (in-network) (up to a 30-day supply)	Preferred retail and preferred mail order cost sharing (in-network) (up to a 30-day supply)	Standard mail order cost sharing (in-network) (up to a 30-day supply)	Long-term care (LTC) cost sharing (in-network) (up to a 31-day supply)	Out-of-network cost sharing (Coverage is limited to certain situations; see Chapter 3 for details) (up to a 30-day supply)
<b>Cost-sharing tier 1</b>  (Preferred Generic drugs)	\$10 copay	\$1 copay	\$10 copay	\$10 copay	\$10 copay plus the amount of the difference, if any, in total prescription cost between our in-network contracted rate and the amount billed by the out-of-network pharmacy.
<b>Cost-sharing tier 2</b>  (Generic drugs)	\$15 copay	\$7 copay	\$15 copay	\$15 copay	\$15 copay plus the amount of the difference, if any, in total prescription cost between our in-network contracted rate and the amount billed by the out-of-network pharmacy.

**continued on next page**

continued from previous page

<b>Tier</b>	<b>Standard retail cost sharing (in-network)</b> (up to a 30-day supply)	<b>Preferred retail and preferred mail order cost sharing (in-network)</b> (up to a 30-day supply)	<b>Standard mail order cost sharing (in-network)</b> (up to a 30-day supply)	<b>Long-term care (LTC) cost sharing (in-network)</b> (up to a 31-day supply)	<b>Out-of-network cost sharing</b> (Coverage is limited to certain situations; see Chapter 3 for details) (up to a 30-day supply)
<b>Cost-sharing tier 3</b>  (Preferred brand drugs)	\$46 copay	\$29 copay	\$46 copay	\$46 copay	\$46 copay plus the amount of the difference, if any, in total prescription cost between our in-network contracted rate and the amount billed by the out-of-network pharmacy.
<b>Cost-sharing tier 4</b>  (Non-preferred drugs)	36% coinsurance	31% coinsurance	36% coinsurance	36% coinsurance	36% coinsurance plus the amount of the difference, if any, in total prescription cost between our in-network contracted rate and the amount billed by the out-of-network pharmacy.
<b>Cost-sharing tier 5</b>  (Specialty drugs)	25% coinsurance	25% coinsurance	25% coinsurance	25% coinsurance	25% coinsurance plus the amount of the difference, if any, in total prescription cost between our in-network contracted rate and the amount billed by the out-of-network pharmacy.

- We cover prescriptions filled at out-of-network pharmacies in only limited situations. Please see Chapter 3, Section 2.5 for information about when we will cover a prescription filled at an out-of-network pharmacy.

### **Section 5.3 If your doctor prescribes less than a full month's supply, you may not have to pay the cost of the entire month's supply**

Typically, the amount you pay for a prescription drug covers a full month's supply of a covered drug. However, your doctor can prescribe less than a month's supply of drugs. There may be times when you want to ask your doctor about prescribing less than a month's supply of a drug (for example, when you are trying a medication for the first time that is known to have serious side effects). If your doctor prescribes less than a full month's supply, you will not have to pay for the full month's supply for certain drugs.

The amount you pay when you get less than a full month's supply will depend on whether you are responsible for paying coinsurance (a percentage of the total cost) or a copayment (a flat dollar amount).

- If you are responsible for coinsurance, you pay a *percentage* of the total cost of the drug. You pay the same percentage regardless of whether the prescription is for a full month's supply or for fewer days. However, because the entire drug cost will be lower if you get less than a full month's supply, the *amount* you pay will be less.
- If you are responsible for a copayment for the drug, your copay will be based on the number of days of the drug that you receive. We will calculate the amount you pay per day for your drug (the daily cost-sharing rate) and multiply it by the number of days of the drug you receive.
- Here's an example: Let's say the copay for your drug for a full month's supply (a 30-day supply) is \$30. This means that the amount you pay per day for your drug is \$1. If you receive a 7 days' supply



of the drug, your payment will be \$1 per day multiplied by 7 days, for a total payment of \$7.

Daily cost sharing allows you to make sure a drug works for you before you have to pay for an entire month's supply. You can also ask your doctor to prescribe, and your pharmacist to dispense, less than a full month's supply of a drug or drugs, if this will help you better plan refill dates for different prescriptions so that you can take fewer trips to the pharmacy. The amount you pay will depend upon the days' supply you receive.

### **Section 5.4 A table that shows your costs for a *long-term* (up to a 90-day) supply of a drug**

For some drugs, you can get a long-term supply (also called an extended supply) when you fill your prescription. A long-term supply is up to a 90-day supply. (For details on where and how to get a long-term supply of a drug, see Chapter 3, Section 2.4.)

The following table shows what you pay when you get a long-term (up to a 90-day) supply of a drug.

- Please note: If your covered drug costs less than the copayment amount listed in the chart, you will pay that lower price for the drug. You pay *either* the full price of the drug *or* the copayment amount, *whichever is lower*.

### **Section 5.5 You stay in the initial coverage stage until your total drug costs for the year reach \$4,130**

You stay in the initial coverage stage until the total amount for the prescription drugs you have filled and refilled reaches the **\$4,130 limit for the initial coverage stage**.

Your total drug cost is based on adding together what you have paid and what any Part D plan has paid:

- **What you have paid** for all the covered drugs you have gotten since you started with your first drug purchase of the year. (See Section 6.2 for more information about how Medicare calculates your out-of-pocket costs.) This includes:
  - The \$445 you paid when you were in the deductible stage.
  - The total you paid as your share of the cost for your drugs during the initial coverage stage.
- **What the plan has paid** as its share of the cost for your drugs during the initial coverage stage. (If you were enrolled in a different Part D plan at any time during 2021, the amount that plan paid during the initial coverage stage also counts toward your total drug costs.)

The Part D Explanation of Benefits (Part D EOB) that we send to you will help you keep track of how much you and the plan, as well as any third parties, have

#### **Your share of the cost when you get a *long-term* supply of a covered Part D prescription drug:**

<b>Tier</b>	<b>Standard retail and mail order cost sharing (in-network) (Up to a 90-day supply)</b>	<b>Preferred retail cost sharing (in-network) (Up to a 90-day supply)</b>	<b>Preferred mail order cost sharing (in-network) (Up to a 90-day supply)</b>
<b>Cost-sharing tier 1</b> (Preferred Generic drugs)	\$20 copay	\$2 copay	\$2 copay
<b>Cost-sharing tier 2</b> (Generic drugs)	\$30 copay	\$14 copay	\$14 copay
<b>Cost-sharing tier 3</b> (Preferred Brand drugs)	\$138 copay	\$87 copay	\$87 copay
<b>Cost-sharing tier 4</b> (Non-Preferred drugs)	36% coinsurance	31% coinsurance	31% coinsurance
<b>Cost-sharing tier 5</b> (Specialty drugs)	Not available	Not available	Not available

spent on your behalf during the year. Many people do not reach the \$4,130 limit in a year.

We will let you know if you reach this \$4,130 amount. If you do reach this amount, you will leave the initial coverage stage and move on to the coverage gap stage.

---

## SECTION 6 During the coverage gap stage, you receive a discount on brand-name drugs and pay no more than 25% of the costs for generic drugs

---

### Section 6.1 You stay in the coverage gap stage until your out-of-pocket costs reach \$6,550

---

When you are in the coverage gap stage, the Medicare coverage gap discount program provides manufacturer discounts on brand-name drugs. You pay 25% of the negotiated price and a portion of the dispensing fee for brand-name drugs. Both the amount you pay and the amount discounted by the manufacturer count toward your out-of-pocket costs as if you had paid them and move you through the coverage gap.

You also receive some coverage for generic drugs. You pay no more than 25% of the cost for generic drugs and the plan pays the rest. For generic drugs, the amount paid by the plan (75%) does not count toward your out-of-pocket costs. Only the amount you pay counts and moves you through the coverage gap.

You continue paying the discounted price for brand-name drugs and no more than 25% of the costs of generic drugs until your yearly out-of-pocket payments reach a maximum amount that Medicare has set. In 2021, that amount is \$6,550.

Medicare has rules about what counts and what does *not* count as your out-of-pocket costs. When you reach an out-of-pocket limit of \$6,550, you leave the coverage gap stage and move on to the catastrophic coverage stage.

## Section 6.2 How Medicare calculates your out-of-pocket costs for prescription drugs

---

Here are Medicare's rules that we must follow when we keep track of your out-of-pocket costs for your drugs.

### These payments are included in your out-of-pocket costs

When you add up your out-of-pocket costs, **you can include** the payments listed here (as long as they are for Part D covered drugs and you followed the rules for drug coverage that are explained in Chapter 3 of this booklet):

- The amount you pay for drugs when you are in any of the following drug payment stages:
  - The deductible stage
  - The initial coverage stage
  - The coverage gap stage
- Any payments you made during this calendar year as a member of a different Medicare prescription drug plan before you joined our plan.

### It matters who pays:

- If you make these payments **yourself**, they are included in your out-of-pocket costs.
- These payments are *also included* if they are made on your behalf by **certain other individuals or organizations**. This includes payments for your drugs made by a friend or relative, by most charities, by AIDS drug assistance programs, by a State Pharmaceutical Assistance Program that is qualified by Medicare, or by the Indian Health Service. Payments made by Medicare's Extra Help Program are also included.
- Some of the payments made by the Medicare coverage gap discount program are included. The amount the manufacturer pays for your brand-name drugs is included. But the amount the plan pays for your generic drugs is not included.

### Moving on to the catastrophic coverage stage:

When you (or those paying on your behalf) have spent a total of \$6,550 in out-of-pocket costs within the calendar year, you will move from the coverage gap stage to the catastrophic coverage stage.

### These payments are not included in your out-of-pocket costs

When you add up your out-of-pocket costs, you are **not allowed to include** any of these types of payments for prescription drugs:

- The amount you pay for your monthly premium.
- Drugs you buy outside the United States and its territories.
- Drugs that are not covered by our plan.
- Drugs you get at an out-of-network pharmacy that do not meet the plan's requirements for out-of-network coverage.
- Non-Part D drugs, including prescription drugs covered by Part A or Part B and other drugs excluded from coverage by Medicare.
- Payments you make toward prescription drugs not normally covered in a Medicare prescription drug plan.
- Payments made by the plan for your brand or generic drugs while in the coverage gap.
- Payments for your drugs that are made by group health plans including employer health plans.
- Payments for your drugs that are made by certain insurance plans and government-funded health programs such as TRICARE and Veterans Affairs.
- Payments for your drugs made by a third-party with a legal obligation to pay for prescription costs (for example, Workers' Compensation).

*Reminder:* If any other organization such as the ones listed here pays part or all of your out-of-pocket costs for drugs, you are required to tell our plan. Call customer service to let us know (phone numbers are on the back cover of this booklet).

### How can you keep track of your out-of-pocket total?

- **We will help you.** The Part D Explanation of Benefits (Part D EOB) report we send to you includes the current amount of your out-of-pocket costs (Section 3 in this chapter tells about this report). When you reach a total of \$6,550 in out-of-pocket costs for the year, this report will tell you that you have left the coverage gap stage and have moved on to the catastrophic coverage stage.
- **Make sure we have the information we need.** Section 3.2 tells what you can do to help make sure that our records of what you have spent are complete and up to date.

## SECTION 7 During the catastrophic coverage stage, the plan pays most of the cost for your drugs

### Section 7.1 Once you are in the catastrophic coverage stage, you will stay in this stage for the rest of the year

You qualify for the catastrophic coverage stage when your out-of-pocket costs have reached the \$6,550 limit for the calendar year. Once you are in the catastrophic coverage stage, you will stay in this payment stage until the end of the calendar year.

During this stage, the plan will pay most of the cost for your drugs.

- **Your share** of the cost for a covered drug will be either coinsurance or a copayment, whichever is the *larger* amount:
  - *either* – Coinsurance of 5% of the cost of the drug
  - *or* – \$3.70 copayment for a generic drug or a drug that is treated like a generic and a \$9.20 copayment for all other drugs.
- **Our plan pays the rest** of the cost.

## SECTION 8 What you pay for vaccinations covered by Part D depends on how and where you get them

### Section 8.1 Our plan may have separate coverage for the Part D vaccine medication itself and for the cost of giving you the vaccine

Our plan provides coverage of a number of Part D vaccines. There are two parts to our coverage of vaccinations:

- The first part of coverage is the cost of **the vaccine medication itself**. The vaccine is a prescription medication.

- The second part of coverage is for the cost of **giving you the vaccine**. (This is sometimes called the administration of the vaccine.)

### What do you pay for a Part D vaccination

What you pay for a Part D vaccination depends on three things:

- 1. The type of vaccine** (what you are being vaccinated for).
  - Some vaccines are considered Part D drugs. You can find these vaccines listed in the plan's List of Covered Drugs (Formulary).
  - Other vaccines are considered medical benefits. They are covered under Original Medicare.

### 2. Where you get the vaccine medication.

### 3. Who gives you the vaccine.

What you pay at the time you get the Part D vaccination can vary depending on the circumstances. For example:

- Sometimes when you get your vaccine, you will have to pay the entire cost for both the vaccine medication and for getting the vaccine. You can ask our plan to pay you back for our share of the cost.
- Other times, when you get the vaccine medication or the vaccine, you will pay only your share of the cost.

To show how this works, here are three common ways you might get a Part D vaccine. Remember you are responsible for all of the costs associated with vaccines (including their administration) during the deductible and coverage gap stage of your benefit.

*Situation 1:* You buy the Part D vaccine at the pharmacy and you get your vaccine at the network pharmacy. (Whether you have this choice depends on where you live. Some states do not allow pharmacies to administer a vaccination.)

- You will have to pay the pharmacy the amount of your coinsurance or copayment for the vaccine and the cost of giving you the vaccine.
- Our plan will pay the remainder of the costs.

*Situation 2:* You get the Part D vaccination at your doctor's office.

- When you get the vaccination, you will pay for the entire cost of the vaccine and its administration.
- You can then ask our plan to pay our share of the cost by using the procedures that are described in Chapter 5 of this booklet (Asking us to pay our share of the costs for covered drugs).
- You will be reimbursed the amount you paid less your normal coinsurance or copayment for the vaccine (including administration) less any difference between the amount the doctor charges and what we normally pay. (If you get Extra Help, we will reimburse you for this difference.)

*Situation 3:* You buy the Part D vaccine at your pharmacy, and then take it to your doctor's office where they give you the vaccine.

- You will have to pay the pharmacy the amount of your coinsurance or copayment for the vaccine itself.
- When your doctor gives you the vaccine, you will pay the entire cost for this service. You can then ask our plan to pay our share of the cost by using the procedures described in Chapter 5 of this booklet.
- You will be reimbursed the amount charged by the doctor for administering the vaccine less any difference between the amount the doctor charges and what we normally pay. (If you get Extra Help, we will reimburse you for this difference.)

## Section 8.2 You may want to call us at customer service before you get a vaccination

---

The rules for coverage of vaccinations are complicated. We are here to help. We recommend that you call us first at customer service whenever you are planning to get a vaccination. (Phone numbers for customer service are printed on the back cover of this booklet.)

- We can tell you about how your vaccination is covered by our plan and explain your share of the cost.

- We can tell you how to keep your own cost down by using providers and pharmacies in our network.
- If you are not able to use a network provider and pharmacy, we can tell you what you need to do to get payment from us for our share of the cost.

†CVS Caremark Part D Services is an independent company providing pharmacy benefit management services.

# CHAPTER 5

*Asking us to pay our share of the  
costs for covered drugs*

---

## Chapter 5. Asking us to pay our share of the costs for covered drugs

---

<b>SECTION 1 Situations in which you should ask us to pay our share of the cost of your covered drugs . . . . .</b>	<b>60</b>
Section 1.1 If you pay our plan’s share of the cost of your covered drugs, you can ask us for payment . . . . .	60
<b>SECTION 2 How to ask us to pay you back . . . . .</b>	<b>61</b>
Section 2.1 How and where to send us your request for payment. . . . .	61
<b>SECTION 3 We will consider your request for payment and say yes or no . . . . .</b>	<b>61</b>
Section 3.1 We check to see whether we should cover the drug and how much we owe . . . . .	61
Section 3.2 If we tell you that we will not pay for all or part of the drug, you can make an appeal . . . . .	61
<b>SECTION 4 Other situations in which you should save your receipts and send copies to us . . . . .</b>	<b>62</b>
Section 4.1 In some cases, you should send copies of your receipts to us to help us track your out-of-pocket drug costs . . . . .	62

## SECTION 1 Situations in which you should ask us to pay our share of the cost of your covered drugs

### Section 1.1 If you pay our plan's share of the cost of your covered drugs, you can ask us for payment

Sometimes when you get a prescription drug, you may need to pay the full cost right away. Other times, you may find that you have paid more than you expected under the coverage rules of the plan. In either case, you can ask our plan to pay you back (paying you back is often called reimbursing you).

Here are examples of situations in which you may need to ask our plan to pay you back. All of these examples are types of coverage decisions (for more information about coverage decisions, go to Chapter 7 of this booklet).

#### 1. When you use an out-of-network pharmacy to get a prescription filled

If you go to an out-of-network pharmacy and try to use your membership card to fill a prescription, the pharmacy may not be able to submit the claim directly to us. When that happens, you will have to pay the full cost of your prescription. (We cover prescriptions filled at out-of-network pharmacies only in a few special situations. Please go to Chapter 3, Section 2.5 to learn more.)

Save your receipt and send a copy to us when you ask us to pay you back for our share of the cost.

#### 2. When you pay the full cost for a prescription because you don't have your plan membership card with you

If you do not have your plan membership card with you, you can ask the pharmacy to call the plan or look up your enrollment information. However, if the pharmacy cannot get the enrollment information they need right away, you may need to pay the full cost of the prescription yourself.

Save your receipt and send a copy to us when you ask us to pay you back for our share of the cost.

#### 3. When you pay the full cost for a prescription in other situations

You may pay the full cost of the prescription because you find that the drug is not covered for some reason.

- For example, the drug may not be on the plan's List of Covered Drugs (Formulary), or it could have a requirement or restriction that you didn't know about or don't think should apply to you. If you decide to get the drug immediately, you may need to pay the full cost for it.
- Save your receipt and send a copy to us when you ask us to pay you back. In some situations, we may need to get more information from your doctor in order to pay you back for our share of the cost.

#### 4. If you are retroactively enrolled in our plan

Sometimes a person's enrollment in the plan is retroactive. (Retroactive means that the first day of their enrollment has already passed. The enrollment date may even have occurred last year.)

If you were retroactively enrolled in our plan and you paid out-of-pocket for any of your drugs after your enrollment date, you can ask us to pay you back for our share of the costs. You will need to submit paperwork for us to handle the reimbursement.

Please call customer service for additional information about how to ask us to pay you back and deadlines for making your request. (Phone numbers for customer service are printed on the back cover of this booklet.)

All of the examples in this section are types of coverage decisions. This means that if we deny your request for payment, you can appeal our decision. Chapter 7 of this booklet (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)) has information about how to make an appeal.



---

## SECTION 2 How to ask us to pay you back

---

### Section 2.1 How and where to send us your request for payment

---

Send us your request for payment, along with your receipt documenting the payment you have made. It's a good idea to make a copy of your receipts for your records.

To make sure you are giving us all the information we need to make a decision, you can fill out our claim form to make your request for payment.

- You don't have to use the form, but it will help us process the information faster.
- Either download a copy of the form from our website ([YourMedicareSolutions.com](http://YourMedicareSolutions.com)) or call customer service and ask for the form. (Phone numbers for customer service are printed on the back cover of this booklet.)

Mail your request for payment together with any receipts to us at this address:

MedicareBlue Rx  
CVS Caremark  
P.O. Box 52066  
Phoenix, Arizona 85072-2066

You may also call our plan to request payment. For details, go to Chapter 2, Section 1 and look for the section called *Where to send a request asking us to pay for our share of the cost of a drug you have received.*

**You must submit your claim to us within 36 months** of the date you received the service, item, or drug.

Contact customer service if you have any questions (phone numbers are printed on the back cover of this booklet). If you don't know what you should have paid, we can help. You can also call if you want to give us more information about a request for payment you have already sent to us.

---

## SECTION 3 We will consider your request for payment and say yes or no

---

### Section 3.1 We check to see whether we should cover the drug and how much we owe

---

When we receive your request for payment, we will let you know if we need any additional information from you. Otherwise, we will consider your request and make a coverage decision.

- If we decide that the drug is covered and you followed all the rules for getting the drug, we will pay for our share of the cost. We will mail your reimbursement of our share of the cost to you. (Chapter 3 explains the rules you need to follow for getting your Part D prescription drugs covered.) We will send payment within 30 days after your request was received.
- If we decide that the drug is *not* covered, or you did *not* follow all the rules, we will not pay for our share of the cost. Instead, we will send you a letter that explains the reasons why we are not sending the payment you have requested and your rights to appeal that decision.

### Section 3.2 If we tell you that we will not pay for all or part of the drug, you can make an appeal

---

If you think we have made a mistake in turning down your request for payment or you don't agree with the amount we are paying, you can make an appeal. If you make an appeal, it means you are asking us to change the decision we made when we turned down your request for payment.

For the details on how to make this appeal, go to Chapter 7 of this booklet (What to do if you have a problem or complaint (coverage decisions, appeals, complaints)). The appeals process is a formal process with detailed procedures and important deadlines. If making an appeal is new to you, you will find it helpful to start by reading Section 4 of Chapter 7. Section 4 is an introductory section that

explains the process for coverage decisions and appeals and gives definitions of terms such as appeal. Then after you have read Section 4, you can go to Section 5.5 in Chapter 7 for a step-by-step explanation of how to file an appeal.

---

## SECTION 4 Other situations in which you should save your receipts and send copies to us

---

### Section 4.1 In some cases, you should send copies of your receipts to us to help us track your out-of-pocket drug costs

---

There are some situations when you should let us know about payments you have made for your drugs. In these cases, you are not asking us for payment. Instead, you are telling us about your payments so that we can calculate your out-of-pocket costs correctly. This may help you to qualify for the catastrophic coverage stage more quickly.

Here are two situations when you should send us copies of receipts to let us know about payments you have made for your drugs:

#### 1. When you buy the drug for a price that is lower than our price

Sometimes when you are in the deductible stage and coverage gap stage you can buy your drug **at a network pharmacy** for a price that is lower than our price.

- For example, a pharmacy might offer a special price on the drug. Or you may have a discount card that is outside our benefit that offers a lower price.
- Unless special conditions apply, you must use a network pharmacy in these situations and your drug must be on our Drug List.
- Save your receipt and send a copy to us so that we can have your out-of-pocket expenses count toward qualifying you for the catastrophic coverage stage.
- **Please note:** If you are in the deductible stage and coverage gap stage, we may not pay for any

share of these drug costs. But sending a copy of the receipt allows us to calculate your out-of-pocket costs correctly and may help you qualify for the catastrophic coverage stage more quickly.

#### 2. When you get a drug through a patient assistance program offered by a drug manufacturer

Some members are enrolled in a patient assistance program offered by a drug manufacturer that is outside the plan benefits. If you get any drugs through a program offered by a drug manufacturer, you may pay a copayment to the patient assistance program.

- Save your receipt and send a copy to us so that we can have your out-of-pocket expenses count toward qualifying you for the catastrophic coverage stage.
- **Please note:** Because you are getting your drug through the patient assistance program and not through the plan's benefits, we will not pay for any share of these drug costs. But sending a copy of the receipt allows us to calculate your out-of-pocket costs correctly and may help you qualify for the catastrophic coverage stage more quickly.

Since you are not asking for payment in the two cases described here, these situations are not considered coverage decisions. Therefore, you cannot make an appeal if you disagree with our decision.

# CHAPTER 6

*Your rights and responsibilities*

---

## Chapter 6. Your rights and responsibilities

---

<b>SECTION 1 Our plan must honor your rights as a member of the plan</b> . . . . .	<b>65</b>
Section 1.1 We must provide information in a way that works for you (in languages other than English, in braille, in large print, or other alternate formats, etc.) . . . . .	65
Section 1.2 We must ensure that you get timely access to your covered drugs. . . . .	65
Section 1.3 We must protect the privacy of your personal health information. . . . .	65
Section 1.4 We must give you information about the plan, its network of pharmacies, and your covered drugs . . . . .	69
Section 1.5 We must support your right to make decisions about your care . . . . .	69
Section 1.6 You have the right to make complaints and to ask us to reconsider decisions we have made. . . . .	73
Section 1.7 What can you do if you believe you are being treated unfairly or your rights are not being respected? . . . . .	73
Section 1.8 How to get more information about your rights. . . . .	73
<b>SECTION 2 You have some responsibilities as a member of the plan</b> . . . . .	<b>74</b>
Section 2.1 What are your responsibilities? . . . . .	74

---

## SECTION 1 Our plan must honor your rights as a member of the plan

---

### Section 1.1 We must provide information in a way that works for you (in languages other than English, in braille, in large print, or other alternate formats, etc.)

---

To get information from us in a way that works for you, please call customer service (phone numbers are printed on the back cover of this booklet).

Our plan has people and free interpreter services available to answer questions from disabled and non-English speaking members. We can also give you information in braille, in large print, or other alternate formats at no cost if you need it. We are required to give you information about the plan's benefits in a format that is accessible and appropriate for you. To get information from us in a way that works for you, please call customer service (phone numbers are printed on the back cover of this booklet) or contact:

Electronically through the Office of Civil Rights Complaint Portal:

<https://ocrportal.hhs.gov/ocr/portal/lobby.jsf>

By mail:

U.S. Department of Health and Human Services  
200 Independence Avenue SW  
Room 509F, HHH Building  
Washington, DC 20211

By phone:

**1-800-368-1019**

**1-800-537-7697** (TTY)

If you have any trouble getting information from our plan in a format that is accessible and appropriate for you, please call to file a grievance with MedicareBlue Rx (phone numbers are printed on the back cover of this booklet). You may also file a complaint with Medicare by calling **1-800-MEDICARE (1-800-633-4227)**, or directly with the Office for Civil Rights. Contact information is included in

this Evidence of Coverage or with this mailing, or you may contact customer service for additional information.

### Section 1.2 We must ensure that you get timely access to your covered drugs

---

As a member of our plan, you have the right to get your prescriptions filled or refilled at any of our network pharmacies without long delays. If you think that you are not getting your Part D drugs within a reasonable amount of time, Chapter 7, Section 7 of this booklet tells what you can do. (If we have denied coverage for your prescription drugs and you don't agree with our decision, Chapter 7, Section 4 tells what you can do.)

### Section 1.3 We must protect the privacy of your personal health information

---

Federal and state laws protect the privacy of your medical records and personal health information. We protect your personal health information as required by these laws.

- Your personal health information includes the personal information you gave us when you enrolled in this plan as well as your medical records and other medical and health information.
- The laws that protect your privacy give you rights related to getting information and controlling how your health information is used. The section that follows called MedicareBlue Rx Standard's privacy practices tells about these rights and explains how we protect the privacy of your health information.

#### How do we protect the privacy of your health information?

- We make sure that unauthorized people don't see or change your records.
- In most situations, if we give your health information to anyone who isn't providing your care or paying for your care, *we are required to get written permission from you first*. Written permission can be given by you or by someone you have given legal power to make decisions for you.

## Chapter 6: Your rights and responsibilities

- There are certain exceptions that do not require us to get your written permission first. These exceptions are allowed or required by law.
  - For example, we are required to release health information to government agencies that are checking on quality of care.
  - Because you are a member of our plan through Medicare, we are required to give Medicare your health information including information about your Part D prescription drugs. If Medicare releases your information for research or other uses, this will be done according to federal statutes and regulations.

### **You can see the information in your records and know how it has been shared with others**

You have the right to look at your medical records held at the plan, and to get a copy of your records. We are allowed to charge you a fee for making copies. You also have the right to ask us to make additions or corrections to your medical records. If you ask us to do this, we will work with your health care provider to decide whether the changes should be made.

You have the right to know how your health information has been shared with others for any purposes that are not routine.

If you have questions or concerns about the privacy of your personal health information, please call customer service (phone numbers are printed on the back cover of this booklet).

### **MedicareBlue Rx Standard's privacy practices**

#### **MedicareBlue Rx Standard's legal duty**

By law, MedicareBlue Rx Standard must protect the privacy of your personal information. Here we tell you how we may use and disclose your personal information.

MedicareBlue Rx Standard must follow the privacy practices described here. This information will remain in effect until MedicareBlue Rx Standard replaces it.

MedicareBlue Rx Standard can change our privacy practices, as long as the changes comply with law. Before we make a significant change in our privacy

practices, we will replace this information with new information reflecting the change and send the new information to the Medicare beneficiaries then enrolled in MedicareBlue Rx Standard.

MedicareBlue Rx Standard can apply changes to their privacy practices to all personal information that they maintain, including personal information they created or received before they made the changes.

### **Uses and disclosures of your personal information**

#### **Uses and disclosures the plans have the right to make:**

MedicareBlue Rx Standard may use and disclose your personal information to pay for your health care and to operate MedicareBlue Rx Standard and otherwise conduct health care operations, as permitted by law.

For example, MedicareBlue Rx Standard may use and disclose your personal information to Medicare and other plans as needed to process your claims, collect premiums, and coordinate benefit payments with other insurers. MedicareBlue Rx Standard may also use and disclose your personal information to:

- Determine premiums for MedicareBlue Rx Standard;
- Ensure that MedicareBlue Rx Standard enrollees receive quality care;
- Service MedicareBlue Rx Standard enrollees and resolve complaints;
- Conduct medical reviews, legal services, audits and fraud and abuse detection;
- Supply data required by the Centers for Medicare & Medicaid Services and other government agencies for the Medicare Program; and
- Carry out their business, including creating de-identified data that cannot be connected back to you.

MedicareBlue Rx Standard may also disclose your personal information to health care providers to assist with your treatment or with their payment activities, to other health plans for their payment activities, and to other health plans and certain health care providers who have or had a relationship with you for their health care quality improvement activities and to detect and prevent fraud and abuse.

MedicareBlue Rx Standard may release your information, including prescription drug event data, to Medicare, who may release it for research and other purposes permitted by law.

**Your authorization:** By law, MedicareBlue Rx Standard must have your written authorization to use or disclose your personal information for any purpose not set out here. You may give written authorization for MedicareBlue Rx Standard to use your personal information or to disclose it to anyone for any purpose. You may revoke any authorization you give by notifying the MedicareBlue Rx Standard in writing at the contact office listed at the end of this section. Revoking your authorization will not affect any use or disclosure that was made while your authorization was in effect. To the extent (if any) that the MedicareBlue Rx Standard maintains or receives psychotherapy notes about you, most disclosures of these notes require your authorization. Also, to the extent (if any) that MedicareBlue Rx Standard uses or discloses your information for our fund-raising practices, we will provide you with the ability to opt out of future fund-raising communications. In addition, most (but not all) uses and disclosures of medical information for marketing purposes, and disclosures that constitute a sale of protected health information, require your authorization.

**Your family and friends:** MedicareBlue Rx Standard may, with your oral permission, disclose your personal information to a family member, a friend or another person to the extent necessary to help with your care or with payment for your health care.

If you are not available in an emergency or you are incapacitated, however, the MedicareBlue Rx Standard may decide without permission from you whether to use or disclose your personal information based on professional judgment exercised in your best interest.

**Disaster relief:** MedicareBlue Rx Standard may use your personal information with and disclose it to a public or private organization, such as the Red Cross, authorized to assist in disaster relief efforts.

**Health-related products and services:** Where permitted by law, MedicareBlue Rx Standard may

use your personal information to contact you with information about health-related products and services or about treatment alternatives that may be of interest to you.

**Your employer:** This section does not apply unless you receive your MedicareBlue Rx Standard plan through your employer, former employer or other plan sponsor. For purposes of this section, we call the MedicareBlue Rx Standard plan that your employer makes available to you “the health plan.”

MedicareBlue Rx Standard may inform your employer whether you are enrolled or have disenrolled from the health plan.

MedicareBlue Rx Standard may furnish summary health information to your employer to use to obtain premium bids for or to modify or discontinue the health plan. Summary health information is aggregated data taken from the claims of persons enrolled in the health plan. The enrollees’ names and other identifiers are removed before the data are furnished to your employer. Still, it may be possible to identify personal information contained in that data as yours.

MedicareBlue Rx Standard may disclose the personal information of you and others enrolled in the health plan to your employer for administration of the health benefits. Before doing that, MedicareBlue Rx Standard must receive assurance that your employer has amended the plan document of the health plan to restrict the uses and disclosures that your employer may make of the personal information.

**Public benefit purposes:** MedicareBlue Rx Standard may use or disclose your personal information as required by law and for the following purposes authorized by law:

- For public health purposes, such as reporting disease, vital statistics, or adverse drug events;
- To report abuse, neglect, or domestic violence;
- For government oversight of health care, such as fraud and abuse investigations;
- For court and administrative proceedings and other lawful process;

## Chapter 6: Your rights and responsibilities

- For law enforcement, intelligence and national security purposes, such as reporting crimes, locating missing persons, and identifying or locating suspects;
- To coroners, medical examiners, and funeral directors;
- To avert a serious and imminent threat to health or safety; and
- In connection with certain research activities.

**State privacy laws:** You may have additional privacy protection under state law. State laws that provide greater privacy protection or broader privacy rights will continue to apply.

**Uses and disclosures MedicareBlue Rx has the right to make:** MedicareBlue Rx contracts with individuals and entities (business associates) to perform various functions on their behalf which involve the use and/or disclosure of Personal Health Information, or PHI. For example, MedicareBlue Rx Standard may disclose your PHI to a business associate to manage claims processing or certain aspects of the MedicareBlue Rx Standard benefits.

### Your privacy rights

By law, you have the right to:

- See and get a copy of your personal information, with limited exceptions. This may include an electronic copy in certain circumstances if you make this request in writing;
- Have your personal information amended if you believe it is wrong or missing information and MedicareBlue Rx Standard agrees to make the amendment; MedicareBlue Rx Standard will tell you in writing if they disagree;
- Get a listing of disclosures of your personal information that MedicareBlue Rx Standard may have made for purposes other than treatment, payment, health care operations, authorized by you, public benefit and certain other reasons;
- Ask MedicareBlue Rx Standard to use a different method or address to communicate with you, as for example through a post office box rather than your home address; MedicareBlue Rx does not have to agree to your request unless

it is reasonable and the current means of communicating with you may endanger you; and

- Ask MedicareBlue Rx Standard to restrict how they use or disclose your personal information, but they are not required to agree to your request.

To find out how to exercise any of these rights, please call, write or send an email to the Privacy Office listed at the end of this section. Please note that there may be charges associated with fulfilling certain of the requests you may make.

**Breach notification:** In the event of a breach of your unsecured PHI, we will provide you notification of such a breach as required by law or where MedicareBlue Rx Standard otherwise deems appropriate.

### Questions and complaints

You may request a copy of this information at any time. If you receive this information on the plan's website or by email, you may request the information in written form. To obtain the information and for more information about MedicareBlue Rx Standard's privacy practices, please call, write or send an email to the Privacy Office listed at the end of this section.

If you believe that MedicareBlue Rx Standard may have violated your privacy rights, or you disagree with a decision MedicareBlue Rx Standard made with respect to your privacy rights, you may complain to MedicareBlue Rx Standard through the Privacy Office listed at the end of this section. You also may submit a written complaint to the U.S. Department of Health and Human Services Office for Civil Rights. You may obtain detailed information on how to file a complaint with the Office for Civil Rights by visiting [hhs.gov/ocr](https://www.hhs.gov/ocr) or calling **1-800-368-1019** (TTY hearing impaired users call **1-800-537-7697**).

MedicareBlue Rx Standard supports your right to the privacy of your personal information. MedicareBlue Rx Standard will not retaliate in any way if you choose to file a complaint with them or with the U.S. Department of Health and Human Services Office for Civil Rights.



**Privacy Office**

Mailing address:

MedicareBlue Rx Standard

P.O. Box 3178

Scranton, PA 18505-9971

Fax **1-855-874-4705**Telephone, toll free: **1-888-832-0075**TTY: **711**Email: **Rx-Privacy@YourMedicareSolutions.com**

## Section 1.4 We must give you information about the plan, its network of pharmacies, and your covered drugs

---

As a member of MedicareBlue Rx Standard, you have the right to get several kinds of information from us. (As explained previously in Section 1.1, you have the right to get information from us in a way that works for you. This includes getting the information in languages other than English and in large print or other alternate formats.)

If you want any of the following kinds of information, please call customer service (phone numbers are printed on the back cover of this booklet):

- **Information about our plan.** This includes, for example, information about the plan's financial condition. It also includes information about the number of appeals made by members and the plan's performance ratings, including how it has been rated by plan members and how it compares to other Medicare prescription drug plans.
- **Information about our network pharmacies.**
  - For example, you have the right to get information from us about the pharmacies in our network.
  - For a list of the pharmacies in the plan's network, see the Pharmacy Directory.
  - For more detailed information about our pharmacies, you can call customer service (phone numbers are printed on the back cover of this booklet) or visit our website at **YourMedicareSolutions.com**.

- **Information about your coverage and the rules you must follow when using your coverage.**

- To get the details on your Part D prescription drug coverage, see Chapters 3 and 4 of this booklet plus the plan's List of Covered Drugs (Formulary). These chapters, together with the List of Covered Drugs (Formulary), tell you what drugs are covered and explain the rules you must follow and the restrictions to your coverage for certain drugs.

- If you have questions about the rules or restrictions, please call customer service (phone numbers are printed on the back cover of this booklet).

- **Information about why something is not covered and what you can do about it.**

- If a Part D drug is not covered for you, or if your coverage is restricted in some way, you can ask us for a written explanation. You have the right to this explanation even if you received the drug from an out-of-network pharmacy.

- If you are not happy or if you disagree with a decision we make about what Part D drug is covered for you, you have the right to ask us to change the decision. You can ask us to change the decision by making an appeal. For details on what to do if something is not covered for you in the way you think it should be covered, see Chapter 7 of this booklet. It gives you the details about how to make an appeal if you want us to change our decision. (Chapter 7 also tells about how to make a complaint about quality of care, waiting times, and other concerns.)

- If you want to ask our plan to pay our share of the cost for a Part D prescription drug, see Chapter 5 of this booklet.

## Section 1.5 We must support your right to make decisions about your care

---

**You have the right to give instructions about what is to be done if you are not able to make medical decisions for yourself**

Sometimes people become unable to make health care decisions for themselves due to accidents or

## Chapter 6: Your rights and responsibilities

serious illness. You have the right to say what you want to happen if you are in this situation. This means that, if you want to, you can:

- Fill out a written form to give **someone the legal authority to make medical decisions for you** if you ever become unable to make decisions for yourself.
- **Give your doctors written instructions** about how you want them to handle your medical care if you become unable to make decisions for yourself.

The legal documents that you can use to give your directions in advance in these situations are called **advance directives**. There are different types of advance directives and different names for them. Documents called **living will** and **power of attorney for health care** are examples of advance directives.

If you want to use an advance directive to give your instructions, here is what to do:

- **Get the form.** If you want to have an advance directive, you can get a form from your lawyer, from a social worker, or from some office supply stores. You can sometimes get advance directive forms from organizations that give people information about Medicare. You can also contact customer service to ask for the forms (phone numbers are printed on the back cover of this booklet).
- **Fill it out and sign it.** Regardless of where you get this form, keep in mind that it is a legal document. You should consider having a lawyer help you prepare it.
- **Give copies to appropriate people.** You should give a copy of the form to your doctor and to the person you name on the form as the one to make decisions for you if you can't. You may want to give copies to close friends or family members as well. Be sure to keep a copy at home.

If you know ahead of time that you are going to be hospitalized, and you have signed an advance directive, **take a copy with you to the hospital.**

- If you are admitted to the hospital, they will ask you whether you have signed an advance directive form and whether you have it with you.

- If you have not signed an advance directive form, the hospital has forms available and will ask if you want to sign one.

**Remember, it is your choice whether you want to fill out an advance directive** (including whether you want to sign one if you are in the hospital). According to law, no one can deny you care or discriminate against you based on whether or not you have signed an advance directive.

### What if your instructions are not followed?

If you have signed an advance directive and you believe that a doctor or hospital did not follow the instructions in it, you may file a complaint with the agency listed for your state. Please see the information on the following pages for the agency in your state.

#### IOWA:

For complaints about facilities, such as hospitals or skilled nursing facilities:

#### Iowa Department of Inspections and Appeals Health Facilities Division/Complaint Unit

**CALL** Toll free: **1-877-686-0027**  
**TTY** **711**  
**FAX** **515-281-7106**  
**WRITE** Iowa Department of Inspections and Appeals  
 Health Facilities Division/Complaint Unit  
 Lucas State Office Building  
 321 East 12th Street  
 Des Moines, IA 50319-0083

**WEBSITE** [dia.iowa.gov](http://dia.iowa.gov)

For complaints about physicians:

#### Iowa Board of Medical Examiners

**CALL** **515-242-5171**  
**TTY** **711**  
**WRITE** Iowa Board of Medical Examiners  
 400 SW 8th Street, Suite C  
 Des Moines, IA 50309-4686

**WEBSITE** [medicalboard.iowa.gov](http://medicalboard.iowa.gov)

**MINNESOTA:**

For complaints about facilities, such as hospitals or skilled nursing facilities:

**Minnesota Department of Health  
Office of Health Facility Complaints**

**CALL** Telephone: **651-201-4201**  
National, toll free: **1-800-369-7994**

**TTY** **711**

**WRITE** Minnesota Department of Health  
Office of Health Facility Complaints  
P.O. Box 64970  
St. Paul, MN 55164-0970

**EMAIL** [health.ohfc-complaints@state.mn.us](mailto:health.ohfc-complaints@state.mn.us)

**WEBSITE** [health.state.mn.us/index.html](http://health.state.mn.us/index.html)

For complaints about physicians:

**Minnesota Board of Medical Practice**

**CALL** **612-617-2130**  
Toll free Number (MN Complaints Only): **1-800-657-3709**

**TTY** **1-800-627-3529**  
This number requires special telephone equipment and is only for people who have difficulties with hearing or speaking. Calls to this number are free.

**WRITE** Minnesota Board of Medical Practice  
2829 University Avenue, S.E., Suite 500  
Minneapolis, MN 55414-3246

**WEBSITE** [mn.gov/boards/medical-practice](http://mn.gov/boards/medical-practice)

**MONTANA:**

For complaints about facilities, such as hospitals or skilled nursing facilities:

**Department of Public Health and Human Services  
Quality Assurance Division**

**CALL** **406-444-2037**

**TTY** **711**

**WRITE** Montana Department of Public Health and Human Services  
Quality Assurance Division  
P.O. Box 202953  
Helena, MT 59602-2953  
(Street address: 2401 Colonial Drive)

**WEBSITE** [dphhs.mt.gov/qad/QADComplaint](http://dphhs.mt.gov/qad/QADComplaint)

For complaints about physicians:

**Montana Board of Medical Examiners  
Business Standards Division**

**CALL** **406-841-2333**

**TTY** **711**

**WRITE** Montana Board of Medical Examiners  
Business Standards Division  
P.O. Box 200513  
Helena, MT 59620-0513  
(Street address: 301 S. Park Ave., 4th floor)

**WEBSITE** [b.bsd.dli.mt.gov/license/bsd\\_boards/med\\_board/board\\_page.asp](http://b.bsd.dli.mt.gov/license/bsd_boards/med_board/board_page.asp)

**Chapter 6: Your rights and responsibilities**

**NEBRASKA:**

For complaints about facilities, such as hospitals or skilled nursing facilities:

**Department of Health and Human Services**

**CALL** 402-471-0316

**TTY** 711

**WRITE** Nebraska Department of Health and Human Services  
Health Facility Investigation  
P.O. Box 94986  
Lincoln, NE 68509

**WEBSITE** [dhhs.ne.gov](http://dhhs.ne.gov)

For complaints about physicians:

**Nebraska Health and Human Services**

**CALL** 402-471-0175

**TTY** 711

**WRITE** Nebraska Health and Human Services  
Division of Public Health Investigations  
1033 O Street, Suite 500  
Lincoln, NE 68508

**WEBSITE** [dhhs.ne.gov](http://dhhs.ne.gov)

**NORTH DAKOTA:**

For complaints about facilities, such as hospitals or skilled nursing facilities:

**North Dakota Department of Health**

**CALL** 701-328-2352

**TTY** 711

**WRITE** North Dakota Department of Health  
Division of Health Facilities  
600 E. Boulevard Ave., Dept 301  
Bismarck, ND 58505-0200

**WEBSITE** [ndhealth.gov](http://ndhealth.gov)

For complaints about physicians:

**North Dakota State Board of Medicine**

**CALL** 701-450-4060

**TTY** 711

**WRITE** North Dakota Board of Medicine  
4204 Boulder Ridge Rd, Suite 260  
Bismarck, ND 58503

**WEBSITE** [ndbom.org](http://ndbom.org)

**SOUTH DAKOTA:**

For complaints about facilities, such as hospitals or skilled nursing facilities:

**Office of Health Care Facilities Licensure & Certification**

**CALL** 605-367-7499

**TTY** 711

**WRITE** Office of Health Care Facilities Licensure & Certification  
South Dakota Department of Health  
615 E. 4th Street  
Pierre, SD 57501

**WEBSITE** [doh.sd.gov/providers/licensure](http://doh.sd.gov/providers/licensure)

For complaints about physicians:

**South Dakota State Board of Medical and Osteopathic Examiners**

**CALL** 605-367-7781

**TTY** 711

**WRITE** South Dakota State Board of Medical and Osteopathic Examiners  
101 N. Main Ave, Suite 301  
Sioux Falls, SD 57104

**WEBSITE** [sdbmoe.gov](http://sdbmoe.gov)

## WYOMING:

For complaints about facilities, such as hospitals or skilled nursing facilities:

### Wyoming Office of Healthcare Licensing and Surveys

**CALL** 307-777-7123

**TTY** 711

**WRITE** Wyoming Office of Healthcare Licensing and Surveys  
2300 Capitol Avenue  
Suite 510  
Cheyenne WY 82002

**WEBSITE** [health.wyo.gov](http://health.wyo.gov)

For complaints about physicians:

### Wyoming Board of Medicine

**CALL** 307-778-7053

**TTY** 711

**WRITE** Wyoming Board of Medicine  
130 Hobbs Avenue, Suite A  
Cheyenne, WY 82002

**WEBSITE** [wyomedboard.wyo.gov](http://wyomedboard.wyo.gov)

## Section 1.6 You have the right to make complaints and to ask us to reconsider decisions we have made

---

If you have any problems or concerns about your covered services or care, Chapter 7 of this booklet tells what you can do. It gives the details about how to deal with all types of problems and complaints. What you need to do to follow up on a problem or concern depends on the situation. You might need to ask our plan to make a coverage decision for you, make an appeal to us to change a coverage decision, or make a complaint. Whatever you do – ask for a coverage decision, make an appeal, or make a complaint – **we are required to treat you fairly.**

You have the right to get a summary of information about the appeals and complaints that other members have filed against our plan in the past. To get this information, please call customer service (phone numbers are printed on the back cover of this booklet).

## Section 1.7 What can you do if you believe you are being treated unfairly or your rights are not being respected?

---

### If it is about discrimination, call the Office for Civil Rights

If you believe you have been treated unfairly or your rights have not been respected due to your race, disability, religion, sex, health, ethnicity, creed (beliefs), age or national origin, you should call the Department of Health and Human Services' **Office for Civil Rights** at **1-800-368-1019** or TTY **1-800-537-7697**, or call your local Office for Civil Rights.

### Is it about something else?

If you believe you have been treated unfairly or your rights have not been respected, *and* it's not about discrimination, you can get help dealing with the problem you are having:

- You can **call customer service** (phone numbers are printed on the back cover of this booklet).
- You can **call the State Health Insurance Assistance Program**. For details about this organization and how to contact it, go to Chapter 2, Section 3.
- Or, you can **call Medicare** at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.

## Section 1.8 How to get more information about your rights

---

There are several places where you can get more information about your rights:

- You can **call customer service** (phone numbers are printed on the back cover of this booklet).
- You can **call the State Health Insurance Assistance Program**. For details about this organization and how to contact it, go to Chapter 2, Section 3.
- You can contact **Medicare**.
  - You can visit the Medicare website to read or download the publication Medicare Rights & Protections. (The publication is available at: [medicare.gov/Pubs/pdf/11534-Medicare-Rights-and-Protections.pdf](http://medicare.gov/Pubs/pdf/11534-Medicare-Rights-and-Protections.pdf).)

- Or, you can call **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.

---

## SECTION 2 You have some responsibilities as a member of the plan

---

### Section 2.1 What are your responsibilities?

---

Things you need to do as a member of the plan are listed here. If you have any questions, please call customer service (phone numbers are printed on the back cover of this booklet). We're here to help.

- **Get familiar with your covered drugs and the rules you must follow to get these covered drugs.** Use this Evidence of Coverage booklet to learn what is covered for you and the rules you need to follow to get your covered drugs.
  - Chapters 3 and 4 give the details about your coverage for Part D prescription drugs.
- **If you have any other prescription drug coverage in addition to our plan, you are required to tell us.** Please call customer service to let us know (phone numbers are printed on the back cover of this booklet).
  - We are required to follow rules set by Medicare to make sure that you are using all of your coverage in combination when you get your covered drugs from our plan. This is called **coordination of benefits** because it involves coordinating the drug benefits you get from our plan with any other drug benefits available to you. We'll help you coordinate your benefits. (For more information about coordination of benefits, go to Chapter 1, Section 10.)
- **Tell your doctor and pharmacist that you are enrolled in our plan.** Show your plan membership card whenever you get your Part D prescription drugs.
- **Help your doctors and other providers help you by giving them information, asking questions, and following through on your care.**
  - To help your doctors and other health providers give you the best care, learn as much as you are able to about your health problems and give them the information they need about you and your health. Follow the treatment plans and instructions that you and your doctors agree upon.
  - Make sure your doctors know all of the drugs you are taking, including over-the-counter drugs, vitamins, and supplements.
  - If you have any questions, be sure to ask. Your doctors and other health care providers are supposed to explain things in a way you can understand. If you ask a question and you don't understand the answer you are given, ask again.
- **Pay what you owe.** As a plan member, you are responsible for these payments:
  - You must pay your plan premiums to continue being a member of our plan.
  - For most of your drugs covered by the plan, you must pay your share of the cost when you get the drug. This will be a copayment (a fixed amount) or coinsurance (a percentage of the total cost). Chapter 4 tells what you must pay for your Part D prescription drugs.
  - If you get any drugs that are not covered by our plan or by other insurance you may have, you must pay the full cost.
    - If you disagree with our decision to deny coverage for a drug, you can make an appeal. Please see Chapter 7 of this booklet for information about how to make an appeal.
  - If you are required to pay a late enrollment penalty, you must pay the penalty to remain a member of the plan.
  - If you are required to pay the extra amount for Part D because of your yearly income, you must pay the extra amount directly to the government to remain a member of the plan.
- **Tell us if you move.** If you are going to move, it's important to tell us right away. Call customer service (phone numbers are printed on the back cover of this booklet). You can access the online address change form at [YourMedicareSolutions.com/UpdateContact](https://www.YourMedicareSolutions.com/UpdateContact).

- **If you move outside of our plan service area, you cannot remain a member of our plan.** (Chapter 1 tells about our service area.) We can help you figure out whether you are moving outside our service area. If you are leaving our service area, you will have a special enrollment period when you can join any Medicare plan available in your new area. We can let you know if we have a plan in your new area.
- **If you move within our service area, we still need to know** so we can keep your membership record up to date and know how to contact you.
- If you move, it is also important to tell Social Security (or the Railroad Retirement Board). You can find phone numbers and contact information for these organizations in Chapter 2.
- **Call customer service for help if you have questions or concerns.** We also welcome any suggestions you may have for improving our plan.
  - Phone numbers and calling hours for customer service are printed on the back cover of this booklet.
  - For more information on how to reach us, including our mailing address, please see Chapter 2.

# CHAPTER 7

*What to do if you have a problem or  
complaint (coverage decisions,  
appeals, complaints)*



## Chapter 7. What to do if you have a problem or complaint (coverage decisions, appeals, complaints)

<b>SECTION 1 Introduction</b> . . . . .	<b>78</b>
Section 1.1 What to do if you have a problem or concern. . . . .	78
Section 1.2 What about the legal terms? . . . . .	78
<b>SECTION 2 You can get help from government organizations that are not connected with us</b> . . . . .	<b>78</b>
Section 2.1 Where to get more information and personalized assistance. . . . .	78
<b>SECTION 3 To deal with your problem, which process should you use?</b> . . . . .	<b>79</b>
Section 3.1 Should you use the process for coverage decisions and appeals? Or should you use the process for making complaints? . . . . .	79
<b>COVERAGE DECISIONS AND APPEALS</b>	<b>79</b>
<b>SECTION 4 A guide to the basics of coverage decisions and appeals</b> . . . . .	<b>79</b>
Section 4.1 Asking for coverage decisions and making appeals: The big picture . . . . .	79
Section 4.2 How to get help when you are asking for a coverage decision or making an appeal . . . . .	80
<b>SECTION 5 Your Part D prescription drugs: How to ask for a coverage decision or make an appeal</b> . . . . .	<b>80</b>
Section 5.1 This section tells you what to do if you have problems getting a Part D drug or you want us to pay you back for a Part D drug. . . . .	80
Section 5.2 What is an exception? . . . . .	82
Section 5.3 Important things to know about asking for exceptions . . . . .	83
Section 5.4 Step-by-step: How to ask for a coverage decision, including an exception. . . . .	83
Section 5.5 Step-by-step: How to make a level 1 appeal (how to ask for a review of a coverage decision made by our plan). . . . .	85
Section 5.6 Step-by-step: How to make a level 2 appeal . . . . .	87
<b>SECTION 6 Taking your appeal to level 3 and beyond</b> . . . . .	<b>88</b>
Section 6.1 Appeal levels 3, 4 and 5 for Part D drug requests. . . . .	88
<b>MAKING COMPLAINTS</b>	<b>90</b>
<b>SECTION 7 How to make a complaint about quality of care, waiting times, customer service, or other concerns</b> . . . . .	<b>90</b>
Section 7.1 What kinds of problems are handled by the complaint process? . . . . .	90
Section 7.2 The formal name for making a complaint is filing a grievance. . . . .	91
Section 7.3 Step-by-step: Making a complaint . . . . .	91
Section 7.4 You can also make complaints about quality of care to the Quality Improvement Organization . . . . .	91
Section 7.5 You can also tell Medicare about your complaint. . . . .	92

---

## SECTION 1 Introduction

---

### Section 1.1 What to do if you have a problem or concern

---

This chapter explains two types of processes for handling problems and concerns:

- For some types of problems, you need to use the **process for coverage decisions and appeals**.
- For other types of problems, you need to use the **process for making complaints**.

Both of these processes have been approved by Medicare. To ensure fairness and prompt handling of your problems, each process has a set of rules, procedures, and deadlines that must be followed by us and by you.

Which one do you use? That depends on the type of problem you are having. The guide in Section 3 will help you identify the right process to use.

### Section 1.2 What about the legal terms?

---

There are technical legal terms for some of the rules, procedures, and types of deadlines explained in this chapter. Many of these terms are unfamiliar to most people and can be hard to understand.

To keep things simple, this chapter explains the legal rules and procedures using simpler words in place of certain legal terms. For example, this chapter generally says “making a complaint” rather than “filing a grievance,” “coverage decision” rather than “coverage determination” or “at-risk determination,” and “independent review organization” instead of “independent review entity.” It also uses abbreviations as little as possible.

However, it can be helpful – and sometimes quite important – for you to know the correct legal terms for the situation you are in. Knowing which terms to use will help you communicate more clearly and accurately when you are dealing with your problem and get the right help or information for your situation. To help you know which terms to use, we include legal terms when we give the details for handling specific types of situations.

---

## SECTION 2 You can get help from government organizations that are not connected with us

---

### Section 2.1 Where to get more information and personalized assistance

---

Sometimes it can be confusing to start or follow through the process for dealing with a problem. This can be especially true if you do not feel well or have limited energy. Other times, you may not have the knowledge you need to take the next step.

#### Get help from an independent government organization

We are always available to help you. But in some situations, you may also want help or guidance from someone who is not connected with us. You can always contact your **State Health Insurance Assistance Program (SHIP)**. This government program has trained counselors in every state. The program is not connected with us or with any insurance company or health plan. The counselors at this program can help you understand which process you should use to handle a problem you are having. They can also answer your questions, give you more information, and offer guidance on what to do.

The services of SHIP counselors are free. You will find phone numbers in Chapter 2, Section 3 of this booklet.

#### You can also get help and information from Medicare

For more information and help in handling a problem, you can also contact Medicare. Here are two ways to get information directly from Medicare:

- You can call **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.
- You can visit the Medicare website (**Medicare.gov**).

## SECTION 3 To deal with your problem, which process should you use?

### Section 3.1 Should you use the process for coverage decisions and appeals? Or should you use the process for making complaints?

If you have a problem or concern, you only need to read the parts of this chapter that apply to your situation. The guide that follows will help.

To figure out which part of this chapter will help with your specific problem or concern, **START HERE**

#### Is your problem or concern about your benefits or coverage?

(This includes problems about whether particular medical care or prescription drugs are covered or not, the way in which they are covered, and problems related to payment for medical care or prescription drugs.)

#### **Yes.**

My problem is about benefits or coverage.

Go on to the next section of this chapter, **Section 4, A guide to the basics of coverage decisions and appeals.**

#### **No.**

My problem is not about benefits or coverage.

Skip ahead to **Section 7** at the end of this chapter: **How to make a complaint about quality of care, waiting times, customer service or other concerns.**

## COVERAGE DECISIONS AND APPEALS

### SECTION 4 A guide to the basics of coverage decisions and appeals

#### Section 4.1 Asking for coverage decisions and making appeals: the big picture

The process for coverage decisions and appeals deals with problems related to your benefits and coverage for prescription drugs, including problems related to payment. This is the process you use for issues such as whether a drug is covered or not and the way in which the drug is covered.

##### Asking for coverage decisions

A coverage decision is a decision we make about your benefits and coverage or about the amount we will pay for your prescription drugs.

We are making a coverage decision for you whenever we decide what is covered for you and how much we pay. In some cases we might decide a drug is not covered or is no longer covered by Medicare for you. If you disagree with this coverage decision, you can make an appeal.

##### Making an appeal

If we make a coverage decision and you are not satisfied with this decision, you can appeal the decision. An appeal is a formal way of asking us to review and change a coverage decision we have made.

When you appeal a decision for the first time, this is called a level 1 appeal. In this appeal, we review the coverage decision we made to check to see if we were following all of the rules properly. Your appeal is handled by different reviewers than those who made the original unfavorable decision. When we have completed the review we give you our decision. Under certain circumstances, which we discuss

later, you can request an expedited or fast coverage decision or fast appeal of a coverage decision.

If we say no to all or part of your level 1 appeal, you can ask for a level 2 appeal. The level 2 appeal is conducted by an independent review organization that is not connected to us. If you are not satisfied with the decision at the level 2 appeal, you may be able to continue through additional levels of appeal.

## Section 4.2 How to get help when you are asking for a coverage decision or making an appeal

Would you like some help? Here are resources you may wish to use if you decide to ask for any kind of coverage decision or appeal a decision:

- You can **call customer service** (phone numbers are printed on the back cover of this booklet).
- You **can get free help** from your State Health Insurance Assistance Program (see Section 2 of this chapter).
- **Your doctor or other prescriber can make a request for you.** For Part D prescription drugs, your doctor or other prescriber can request a coverage decision or a level 1 or level 2 appeal on your behalf. To request any appeal after level 2, your doctor or other prescriber must be appointed as your representative.
- **You can ask someone to act on your behalf.** If you want to, you can name another person to act for you as your representative to ask for a coverage decision or make an appeal.
  - There may be someone who is already legally authorized to act as your representative under state law.
  - If you want a friend, relative, your doctor or other prescriber, or other person to be your representative, call customer service (phone numbers are printed on the back cover of this booklet) and ask for the Appointment of Representative form. (The form is also available on Medicare’s website at <https://www.cms.gov/Medicare/CMS-Forms/CMS-Forms/downloads/cms1696.pdf> or on our website at [YourMedicareSolutions.com/Documents](http://YourMedicareSolutions.com/Documents).) The form gives that person permission to act on

your behalf. It must be signed by you and by the person who you would like to act on your behalf. You must give us a copy of the signed form.

- **You also have the right to hire a lawyer to act for you.** You may contact your own lawyer, or get the name of a lawyer from your local bar association or other referral service. There are also groups that will give you free legal services if you qualify. However, **you are not required to hire a lawyer** to ask for any kind of coverage decision or appeal a decision.

---

## SECTION 5 Your Part D prescription drugs: How to ask for a coverage decision or make an appeal

---



Have you read Section 4 of this chapter (A guide to the basics of coverage decisions and appeals)? If not, you may want to read it before you start this section.

### Section 5.1 This section tells you what to do if you have problems getting a Part D drug or you want us to pay you back for a Part D drug

---

Your benefits as a member of our plan include coverage for many prescription drugs. Please refer to our plan’s List of Covered Drugs (Formulary). To be covered, the drug must be used for a medically accepted indication. (A medically accepted indication is a use of the drug that is either approved by the Food and Drug Administration or supported by certain reference books. See Chapter 3, Section 3 for more information about a medically accepted indication.)

- **This section is about your Part D drugs only.** To keep things simple, we generally say “drug” in the rest of this section, instead of repeating “covered outpatient prescription drug” or “Part D drug” every time.
- For details about what we mean by Part D drugs, the List of Covered Drugs (Formulary), rules and

## Chapter 7: What to do if you have a problem or complaint (coverage decisions, appeals, complaints)

restrictions on coverage, and cost information, see Chapter 3 (Using the plan's coverage for your Part D prescription drugs) and Chapter 4 (What you pay for your Part D prescription drugs).

### Part D coverage decisions and appeals

As discussed in Section 4 of this chapter, a coverage decision is a decision we make about your benefits and coverage or about the amount we will pay for your drugs.

**Legal terms** An initial coverage decision about your Part D drugs is called a **coverage determination**.

Here are examples of coverage decisions you ask us to make about your Part D drugs:

- You ask us to make an exception, including:
  - Asking us to cover a Part D drug that is not on the plan's List of Covered Drugs (Formulary)
  - Asking us to waive a restriction on the plan's coverage for a drug (such as limits on the amount of the drug you can get)
  - Asking to pay a lower cost-sharing amount for a covered drug on a higher cost-sharing tier

- You ask us whether a drug is covered for you and whether you satisfy any applicable coverage rules. (For example, when your drug is on the plan's List of Covered Drugs (Formulary) but we require you to get approval from us before we will cover it for you.)

– Please note: If your pharmacy tells you that your prescription cannot be filled as written, the pharmacy will give you a written notice explaining how to contact us to ask for a coverage decision.

- You ask us to pay for a prescription drug you already bought. This is a request for a coverage decision about payment.

If you disagree with a coverage decision we have made, you can appeal our decision.

This section tells you both how to ask for coverage decisions and how to request an appeal. Use the following chart to help you determine which part has information for your situation:

### Which of these situations are you in?

#### If you are in this situation:

You need a drug that isn't on our Drug List or need us to waive a rule or restriction on a drug we cover.

You want us to cover a drug on our Drug List and you believe you meet any plan rules or restrictions (such as getting approval in advance) for the drug you need.

You want to ask us to pay you back for a drug you have already received and paid for.

We already told you that we will not cover or pay for a drug in the way that you want it to be covered or paid for.

#### This is what you can do:

You can ask us to make an exception. (This is a type of coverage decision.)  
Start with **Section 5.2** of this chapter.

You can ask us for a coverage decision.  
Skip ahead to **Section 5.4** of this chapter.

You can ask us to pay you back. (This is a type of coverage decision.)  
Skip ahead to **Section 5.4** of this chapter.

You can make an appeal. (This means you are asking us to reconsider.)  
Skip ahead to **Section 5.5** of this chapter.

## Section 5.2 What is an exception?

If a drug is not covered in the way you would like it to be covered, you can ask us to make an exception. An exception is a type of coverage decision. Similar to other types of coverage decisions, if we turn down your request for an exception, you can appeal our decision.

When you ask for an exception, your doctor or other prescriber will need to explain the medical reasons why you need the exception approved. We will then consider your request. Here are three examples of exceptions that you or your doctor or other prescriber can ask us to make:

### 1. Covering a Part D drug for you that is not on our List of Covered Drugs (Formulary). (We call it the Drug List for short.)

<b>Legal terms</b>	Asking for coverage of a drug that is not on the Drug List is sometimes called asking for a <b>formulary exception</b> .
--------------------	--

- If we agree to make an exception and cover a drug that is not on the Drug List, you will need to pay the cost-sharing amount that applies to drugs in tier 4. You cannot ask for an exception to the copayment or coinsurance amount we require you to pay for the drug.

### 2. Removing a restriction on our coverage for a covered drug. There are extra rules or restrictions that apply to certain drugs on our List of Covered Drugs (Formulary) (for more information, go to Chapter 3).

<b>Legal terms</b>	Asking for removal of a restriction on coverage for a drug is sometimes called asking for a <b>formulary exception</b> .
--------------------	--

- The extra rules and restrictions on coverage for certain drugs include:
  - *Being required to use the generic version* of a drug instead of the brand-name drug.
  - *Getting plan approval in advance* before we will agree to cover the drug for you. (This is sometimes called prior authorization.)
  - *Being required to try a different drug first* before we will agree to cover the drug you are asking for. (This is sometimes called step therapy.)

- *Quantity limits*. For some drugs, there are restrictions on the amount of the drug you can have.

- If we agree to make an exception and waive a restriction for you, you can ask for an exception to the copayment or coinsurance amount we require you to pay for the drug.

### 3. Changing coverage of a drug to a lower cost-sharing tier. Every drug on our Drug List is in one of five cost-sharing tiers. In general, the lower the cost-sharing tier number, the less you will pay as your share of the cost of the drug.

<b>Legal terms</b>	Asking to pay a lower price for a covered non-preferred drug is sometimes called asking for a <b>tiering exception</b> .
--------------------	--

- If our Drug List contains alternative drug(s) for treating your medical condition that are in a lower cost-sharing tier than your drug, you can ask us to cover your drug at the cost-sharing amount that applies to the alternative drug(s). This would lower your share of the cost for the drug.
  - If the drug you're taking is a biological product you can ask us to cover your drug at the cost-sharing amount that applies to the lowest tier that contains biological product alternatives for treating your condition.
  - If the drug you're taking is a brand-name drug you can ask us to cover your drug at the cost-sharing amount that applies to the lowest tier that contains brand-name alternatives for treating your condition.
  - If the drug you're taking is a generic drug you can ask us to cover your drug at the cost-sharing amount that applies to the lowest tier that contains either brand or generic alternatives for treating your condition.
- You cannot ask us to change the cost-sharing tier for any drug in tier 5 (specialty tier).
- If we approve your request for a tiering exception and there is more than one lower cost-sharing tier with alternative drugs you can't take, you will usually pay the lowest amount.

## Section 5.3 Important things to know about asking for exceptions

---

### Your doctor must tell us the medical reasons

Your doctor or other prescriber must give us a statement that explains the medical reasons for requesting an exception. For a faster decision, include this medical information from your doctor or other prescriber when you ask for the exception.

Typically, our Drug List includes more than one drug for treating a particular condition. These different possibilities are called alternative drugs. If an alternative drug would be just as effective as the drug you are requesting and would not cause more side effects or other health problems, we will generally *not* approve your request for an exception. If you ask us for a tiering exception, we will generally *not* approve your request for an exception unless all the alternative drugs in the lower cost-sharing tier(s) won't work as well for you or are likely to cause an adverse reaction or other harm.

### We can say yes or no to your request

- If we approve your request for an exception, our approval usually is valid until the end of the plan year. This is true as long as your doctor continues to prescribe the drug for you and that drug continues to be safe and effective for treating your condition.
- If we say no to your request for an exception, you can ask for a review of our decision by making an appeal. Section 5.5 tells you how to make an appeal if we say no.

The next section tells you how to ask for a coverage decision, including an exception.

## Section 5.4 Step-by-step: How to ask for a coverage decision, including an exception

---

**Step 1: You ask us to make a coverage decision about the drug(s) or payment you need. If your health requires a quick response, you must ask us to make a fast coverage decision. You cannot ask for a fast coverage decision if you are asking us to pay you back for a drug you already bought.**

### What to do

- **Request the type of coverage decision you want.** Start by calling, writing, or faxing us to make your request. You, your representative, or your doctor (or other prescriber) can do this. You can also access the coverage decision process through our website. For the details, go to Chapter 2, Section 1 and look for the section called, How to contact us when you are asking for a coverage decision or making an appeal about your Part D prescription drugs. Or if you are asking us to pay you back for a drug, go to the section called, Where to send a request asking us to pay for our share of the cost of a drug you have received.
- **You or your doctor or someone else who is acting on your behalf** can ask for a coverage decision. Section 4 of this chapter tells how you can give written permission to someone else to act as your representative. You can also have a lawyer act on your behalf.
- **If you want to ask us to pay you back for a drug,** start by reading Chapter 5 of this booklet: Asking us to pay our share of the costs for covered drugs. Chapter 5 describes the situations in which you may need to ask for reimbursement. It also tells how to send us the paperwork that asks us to pay you back for our share of the cost of a drug you have paid for.
- **If you are requesting an exception, provide the supporting statement.** Your doctor or other prescriber must give us the medical reasons for the drug exception you are requesting. (We call this the supporting statement.) Your doctor or other prescriber can fax or mail the statement to us. Or your doctor or other prescriber can tell us on the phone and follow up by faxing or mailing a written statement if necessary. See Sections 5.2 and 5.3 for more information about exception requests.
- **We must accept any written request,** including a request submitted on the CMS Model Coverage Determination Request Form or on our plan's form, which is available on our website.
- You can submit your request for a coverage determination online at <https://cdrd.cvscaremarkmyd.com/CoverageDetermination2.aspx?ClientID=14>

***If your health requires it, ask us to give you a fast coverage decision***

<b>Legal terms</b>	A fast coverage decision is called an <b>expedited coverage determination</b> .
--------------------	---

- When we give you our decision, we will use the standard deadlines unless we have agreed to use the fast deadlines. A standard coverage decision means we will give you an answer within 72 hours after we receive your doctor’s statement. A fast coverage decision means we will answer within 24 hours after we receive your doctor’s statement.
- **To get a fast coverage decision, you must meet two requirements:**
  - You can get a fast coverage decision *only* if you are asking for a *drug you have not yet received*. (You cannot ask for a fast coverage decision if you are asking us to pay you back for a drug you have already bought.)
  - You can get a fast coverage decision *only* if using the standard deadlines could *cause serious harm to your health or hurt your ability to function*.
- **If your doctor or other prescriber tells us that your health requires a fast coverage decision, we will automatically agree to give you a fast coverage decision.**
- If you ask for a fast coverage decision on your own (without your doctor’s or other prescriber’s support), we will decide whether your health requires that we give you a fast coverage decision.
  - If we decide that your medical condition does not meet the requirements for a fast coverage decision, we will send you a letter that says so (and we will use the standard deadlines instead).
  - This letter will tell you that if your doctor or other prescriber asks for the fast coverage decision, we will automatically give a fast coverage decision.
  - The letter will also tell how you can file a complaint about our decision to give you a standard coverage decision instead of the fast coverage decision you requested. It tells how to file a fast complaint, which means you would get our answer to your complaint within 24 hours of receiving the complaint. (The process

for making a complaint is different from the process for coverage decisions and appeals. For more information about the process for making complaints, see Section 7 of this chapter.)

**Step 2: We consider your request and we give you our answer.**

***Deadlines for a fast coverage decision***

- If we are using the fast deadlines, we must give you our answer **within 24 hours**.
  - Generally, this means within 24 hours after we receive your request. If you are requesting an exception, we will give you our answer within 24 hours after we receive your doctor’s statement supporting your request. We will give you our answer sooner if your health requires us to.
  - If we do not meet this deadline, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an independent review organization. Later in this section, we talk about this review organization and explain what happens at appeal level 2.
- **If our answer is yes to part or all of what you requested**, we must provide the coverage we have agreed to provide within 24 hours after we receive your request or doctor’s statement supporting your request.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no. We will also tell you how you can appeal.

***Deadlines for a standard coverage decision about a drug you have not yet received***

- If we are using the standard deadlines, we must give you our answer **within 72 hours**.
  - Generally, this means within 72 hours after we receive your request. If you are requesting an exception, we will give you our answer within 72 hours after we receive your doctor’s statement supporting your request. We will give you our answer sooner if your health requires us to.
  - If we do not meet this deadline, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an independent organization. Later in this section,



## Chapter 7: What to do if you have a problem or complaint (coverage decisions, appeals, complaints)

we talk about this review organization and explain what happens at appeal level 2.

- **If our answer is yes to part or all of what you requested**
  - If we approve your request for coverage, we must **provide the coverage** we have agreed to provide **within 72 hours** after we receive your request or doctor’s statement supporting your request.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no. We will also tell you how to appeal.

### ***Deadlines for a standard coverage decision about payment for a drug you have already bought***

- We must give you our answer **within 14 calendar days** after we receive your request.
  - If we do not meet this deadline, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an independent review organization. Later in this section, we talk about this review organization and explain what happens at appeal level 2.
- **If our answer is yes to part or all of what you requested**, we are also required to make payment to you within 14 calendar days after we receive your request.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no. We will also tell you how you can appeal.

### **Step 3: If we say no to your coverage request, you decide if you want to make an appeal.**

- If we say no, you have the right to request an appeal. Requesting an appeal means asking us to reconsider – and possibly change – the decision we made.

## **Section 5.5 Step-by-step: How to make a level 1 appeal (how to ask for a review of a coverage decision made by our plan)**

### **Legal terms**

An appeal to the plan about a Part D drug coverage decision is called a plan **redetermination**.

### **Step 1: You contact us and make your level 1 appeal.**

If your health requires a quick response, you must ask for a **fast appeal**.

### ***What to do***

- **To start your appeal, you (or your representative or your doctor or other prescriber) must contact us.**
  - For details on how to reach us by phone, fax, or mail, or on our website, for any purpose related to your appeal, go to Chapter 2, Section 1, and look for the section called, How to contact us when you are asking for a coverage decision or making an appeal about your Part D prescription drugs.
- **If you are asking for a standard appeal, make your appeal by submitting a written request.** You may also ask for an appeal by calling us at the phone number shown in Chapter 2, Section 1 (How to contact us when you are asking for a coverage decision or making an appeal about your Part D prescription drugs).
- **If you are asking for a fast appeal, you may make your appeal in writing or you may call us at the phone number shown in Chapter 2, Section 1** (How to contact us when you are asking for a coverage decision or making an appeal about your Part D prescription drugs).
- **We must accept any written request**, including a request submitted on the CMS Model Coverage Determination Request Form, which is available on our website.
- You can submit your request for a coverage redetermination online at <https://cdrd.cvscaremarkmyd.com/CoverageRedetermination2.aspx?ClientID=14>
- **You must make your appeal request within 60 calendar days** from the date on the written notice

we sent to tell you our answer to your request for a coverage decision. If you miss this deadline and have a good reason for missing it, we may give you more time to make your appeal. Examples of good cause for missing the deadline may include if you had a serious illness that prevented you from contacting us or if we provided you with incorrect or incomplete information about the deadline for requesting an appeal.

- **You can ask for a copy of the information in your appeal and add more information.**
  - You have the right to ask us for a copy of the information regarding your appeal.
  - If you wish, you and your doctor or other prescriber may give us additional information to support your appeal.

#### ***If your health requires it, ask for a fast appeal***

<b>Legal terms</b>	A fast appeal is also called an <b>expedited redetermination</b> .
--------------------	--

- If you are appealing a decision we made about a drug you have not yet received, you and your doctor or other prescriber will need to decide if you need a fast appeal.
- The requirements for getting a fast appeal are the same as those for getting a fast coverage decision in Section 5.4 of this chapter.

#### **Step 2: We consider your appeal and we give you our answer.**

- When we are reviewing your appeal, we take another careful look at all of the information about your coverage request. We check to see if we were following all the rules when we said no to your request. We may contact you or your doctor or other prescriber to get more information.

#### ***Deadlines for a fast appeal***

- If we are using the fast deadlines, we must give you our answer **within 72 hours after we receive your appeal**. We will give you our answer sooner if your health requires it.
  - If we do not give you an answer within 72 hours, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an Independent Review Organization. (Later in this section, we talk

about this review organization and explain what happens at level 2 of the appeals process.)

- **If our answer is yes to part or all of what you requested**, we must provide the coverage we have agreed to provide within 72 hours after we receive your appeal.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no and how you can appeal our decision.

#### ***Deadlines for a standard appeal***

- If we are using the standard deadlines, we must give you our answer **within 7 calendar days** after we receive your appeal for a drug you have not received yet. We will give you our decision sooner if you have not received the drug yet and your health condition requires us to do so. If you believe your health requires it, you should ask for a fast appeal.
  - If we do not give you a decision within 7 calendar days, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an independent review organization. Later in this section, we talk about this review organization and explain what happens at level 2 of the appeals process.
- **If our answer is yes to part or all of what you requested**
  - If we approve a request for coverage, we must **provide the coverage** we have agreed to provide as quickly as your health requires, but **no later than 7 calendar days** after we receive your appeal.
  - If we approve a request to pay you back for a drug you already bought, we are required to **send payment to you within 30 calendar days** after we receive your appeal request.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no and how you can appeal our decision.
- If you are requesting that we pay you back for a drug you have already bought, we must give you our answer **within 14 calendar days** after we receive your request.

## Chapter 7: What to do if you have a problem or complaint (coverage decisions, appeals, complaints)

- If we do not give you a decision within 14 calendar days, we are required to send your request on to level 2 of the appeals process, where it will be reviewed by an independent review organization. Later in this section, we talk about this review organization and explain what happens at appeal level 2.
- **If our answer is yes to part or all of what you requested**, we are also required to make payment to you within 30 calendar days after we receive your request.
- **If our answer is no to part or all of what you requested**, we will send you a written statement that explains why we said no. We will also tell you how you can appeal our decision.

### Step 3: If we say no to your appeal, you decide if you want to continue with the appeals process and make *another* appeal.

- If we say no to your appeal, you then choose whether to accept this decision or continue by making another appeal.
- If you decide to make another appeal, it means your appeal is going on to level 2 of the appeals process (see next section).

## Section 5.6 Step-by-step: How to make a level 2 appeal

If we say no to your appeal, you then choose whether to accept this decision or continue by making another appeal. If you decide to go on to a level 2 appeal, the **independent review organization** reviews the decision we made when we said no to your first appeal. This organization decides whether the decision we made should be changed.

#### Legal terms

The formal name for the independent review organization is the **independent review entity**. It is sometimes called the **IRE**.

### Step 1: To make a level 2 appeal, you (or your representative or your doctor or other prescriber) must contact the independent review organization and ask for a review of your case.

- If we say no to your level 1 appeal, the written notice we send you will include **instructions on how to make a level 2 appeal** with the independent

review organization. These instructions will tell who can make this level 2 appeal, what deadlines you must follow, and how to reach the review organization.

- When you make an appeal to the independent review organization, we will send the information we have about your appeal to this organization. This information is called your case file. **You have the right to ask us for a copy of your case file.**
- You have a right to give the Independent Review Organization additional information to support your appeal.

### Step 2: The independent review organization does a review of your appeal and gives you an answer.

- **The independent review organization is an independent organization that is hired by Medicare.** This organization is not connected with us and it is not a government agency. This organization is a company chosen by Medicare to review our decisions about your Part D benefits with us.
- Reviewers at the independent review organization will take a careful look at all of the information related to your appeal. The organization will tell you its decision in writing and explain the reasons for it.

#### *Deadlines for fast appeal at level 2*

- If your health requires it, ask the independent review organization for a fast appeal.
- If the review organization agrees to give you a fast appeal, the review organization must give you an answer to your level 2 appeal **within 72 hours** after it receives your appeal request.
- **If the independent review organization says yes to part or all of what you requested**, we must provide the drug coverage that was approved by the review organization **within 24 hours** after we receive the decision from the review organization.

#### *Deadlines for standard appeal at level 2*

- If you have a standard appeal at level 2, the review organization must give you an answer to your level 2 appeal **within 7 calendar days** after it receives your appeal if it is for a drug you have not received yet. If you are requesting that we pay

you back for a drug you have already bought, the review organization must give you an answer to your level 2 appeal **within 14 calendar days** after it receives your request.

- **If the independent review organization says yes to part or all of what you requested**
  - If the independent review organization approves a request for coverage, we must **provide the drug coverage** that was approved by the review organization **within 72 hours** after we receive the decision from the review organization.
  - If the independent review organization approves a request to pay you back for a drug you already bought, we are required to **send payment to you within 30 calendar days** after we receive the decision from the review organization.

### What if the review organization says no to your appeal?

If this organization says no to your appeal, it means the organization agrees with our decision not to approve your request. (This is called upholding the decision. It is also called turning down your appeal.)

If the independent review organization upholds the decision you have the right to a level 3 appeal. However, to make another appeal at level 3, the dollar value of the drug coverage you are requesting must meet a minimum amount. If the dollar value of the drug coverage you are requesting is too low, you cannot make another appeal and the decision at level 2 is final. The notice you get from the independent review organization will tell you the dollar value that must be in dispute to continue with the appeals process.

### Step 3: If the dollar value of the coverage you are requesting meets the requirement, you choose whether you want to take your appeal further.

- There are three additional levels in the appeals process after level 2 (for a total of five levels of appeal).
- If your level 2 appeal is turned down and you meet the requirements to continue with the appeals process, you must decide whether you want to go on to level 3 and make a third appeal. If you decide to make a third appeal, the details on how to do

this are in the written notice you got after your second appeal.

- The level 3 appeal is handled by an administrative law judge or attorney adjudicator. Section 6 in this chapter tells more about levels 3, 4, and 5 of the appeals process.

---

## SECTION 6 Taking your appeal to level 3 and beyond

---

### Section 6.1 Appeal levels 3, 4 and 5 for Part D drug requests

---

This section may be appropriate for you if you have made a level 1 appeal and a level 2 appeal, and both of your appeals have been turned down.

If the value of the drug you have appealed meets a certain dollar amount, you may be able to go on to additional levels of appeal. If the dollar amount is less, you cannot appeal any further. The written response you receive to your level 2 appeal will explain who to contact and what to do to ask for a level 3 appeal.

For most situations that involve appeals, the last three levels of appeal work in much the same way. Here is who handles the review of your appeal at each of these levels.

<b>Level 3 appeal</b>	<b>A judge (called an administrative law judge) or an attorney adjudicator who works for the federal government will review your appeal and give you an answer.</b>
-----------------------	---

- **If the answer is yes, the appeals process is over.** What you asked for in the appeal has been approved. We must **authorize or provide the drug coverage** that was approved by the administrative law judge or attorney adjudicator **within 72 hours (24 hours for expedited appeals) or make payment no later than 30 calendar days** after we receive the decision.
- **If the administrative law judge or attorney adjudicator says no to your appeal, the appeals process *may or may not* be over.**

**Chapter 7: What to do if you have a problem or complaint (coverage decisions, appeals, complaints)**

- If you decide to accept this decision that turns down your appeal, the appeals process is over.
- If you do not want to accept the decision, you can continue to the next level of the review process. If the administrative law judge or attorney adjudicator says no to your appeal, the notice you get will tell you what to do next if you choose to continue with your appeal.

<b>Level 4 appeal</b>	The <b>Medicare Appeals Council (Council)</b> will review your appeal and give you an answer. The Council is part of the federal government.
-----------------------	--

- **If the answer is yes, the appeals process is over.** What you asked for in the appeal has been approved. We must **authorize or provide the drug coverage** that was approved by the Council **within 72 hours (24 hours for expedited appeals) or make payment no later than 30 calendar days** after we receive the decision.
- **If the answer is no, the appeals process *may* or *may not* be over.**
  - If you decide to accept this decision that turns down your appeal, the appeals process is over.
  - If you do not want to accept the decision, you might be able to continue to the next level of the review process. If the Council says no to your appeal or denies your request to review the appeal, the notice you get will tell you whether the rules allow you to go on to a level 5 appeal. If the rules allow you to go on, the written notice will also tell you who to contact and what to do next if you choose to continue with your appeal.

<b>Level 5 appeal</b>	A judge at the <b>federal district court</b> will review your appeal.
-----------------------	---

- This is the last step of the appeals process.

## MAKING COMPLAINTS

### SECTION 7 How to make a complaint about quality of care, waiting times, customer service, or other concerns



If your problem is about decisions related to benefits, coverage, or payment, then this section is *not for you*. Instead, you need to use the process for coverage decisions and appeals. Go to Section 4 of this chapter.

### Section 7.1 What kinds of problems are handled by the complaint process?

This section explains how to use the process for making complaints. The complaint process is used for certain types of problems *only*. This includes problems related to quality of care, waiting times, and the customer service you receive. Here are examples of the kinds of problems handled by the complaint process.

#### If you have any of these kinds of problems, you can make a complaint

Complaint	Example
<b>Quality of your medical care</b>	<ul style="list-style-type: none"> <li>Are you unhappy with the quality of care you have received?</li> </ul>
<b>Respecting your privacy</b>	<ul style="list-style-type: none"> <li>Do you believe that someone did not respect your right to privacy or shared information about you that you feel should be confidential?</li> </ul>
<b>Disrespect, poor customer service or other negative behaviors</b>	<ul style="list-style-type: none"> <li>Has someone been rude or disrespectful to you?</li> <li>Are you unhappy with how our customer service has treated you?</li> <li>Do you feel you are being encouraged to leave the plan?</li> </ul>
<b>Waiting times</b>	<ul style="list-style-type: none"> <li>Have you been kept waiting too long by pharmacists? Or by customer service or other staff at the plan? – Examples include waiting too long on the phone or when getting a prescription.</li> </ul>
<b>Cleanliness</b>	<ul style="list-style-type: none"> <li>Are you unhappy with the cleanliness or condition of a pharmacy?</li> </ul>
<b>Information you get from us</b>	<ul style="list-style-type: none"> <li>Do you believe we have not given you a notice that we are required to give?</li> <li>Do you think written information we have given you is hard to understand?</li> </ul>
<b>Timeliness</b> (These types of complaints are all related to the <i>timeliness</i> of our actions related to coverage decisions and appeals)	<p>The process of asking for a coverage decision and making appeals is explained in Sections 4-6 of this chapter. If you are asking for a coverage decision or making an appeal, you use that process, not the complaint process.</p> <p>However, if you have already asked us for a coverage decision or made an appeal, and you think that we are not responding quickly enough, you can also make a complaint about our slowness. Here are examples:</p> <ul style="list-style-type: none"> <li>If you have asked us to give you a fast coverage decision or a fast appeal, and we have said we will not, you can make a complaint.</li> <li>If you believe we are not meeting the deadlines for giving you a coverage decision or an answer to an appeal you have made, you can make a complaint.</li> <li>When a coverage decision we made is reviewed and we are told that we must cover or reimburse you for certain drugs, there are deadlines that apply. If you think we are not meeting these deadlines, you can make a complaint.</li> <li>When we do not give you a decision on time, we are required to forward your case to the independent review organization. If we do not do that within the required deadline, you can make a complaint.</li> </ul>

## Section 7.2 The formal name for making a complaint is filing a grievance

### Legal terms

- What this section calls a **complaint** is also called a **grievance**.
- Another term for **making a complaint** is **filing a grievance**.

Another way to say “using the process for complaints” is “using the process for filing a grievance.”

## Section 7.3 Step-by-step: Making a complaint

**Step 1: Contact us promptly – either by phone or in writing.**

- **Usually, calling customer service is the first step.** If there is anything else you need to do, customer service will let you know. Please contact our customer service number at **1-888-832-0075**. (TTY users should call **711**.) Hours are 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times. Voicemail is available after hours.
- **If you do not wish to call (or you called and were not satisfied), you can put your complaint in writing and send it to us.** If you put your complaint in writing, we will respond to your complaint in writing.
- **We call this process the MedicareBlue Rx Standard Grievance Process.** Members may file a grievance with the plan orally or in writing no later than 60 days after the event or incident that precipitates the grievance as stated in this EOC; however, quality of care grievances filed directly with the quality improvement organization may be filed and investigated beyond the 60-day time frame. The written grievance should be mailed to the address for complaints found in Chapter 2. See the bullets that follow for details.
- **Whether you call or write, you should contact customer service right away.** The complaint must be made within 60 calendar days after you had the problem you want to complain about.
- **If you are making a complaint because we denied your request for a fast coverage decision or a**

**fast appeal, we will automatically give you a fast complaint.** If you have a fast complaint, it means we will give you **an answer within 24 hours**.

### Legal terms

What this section calls a **fast complaint** is also called an **expedited grievance**.

**Step 2: We look into your complaint and give you our answer.**

- **If possible, we will answer you right away.** If you call us with a complaint, we may be able to give you an answer on the same phone call. If your health condition requires us to answer quickly, we will do that.
- **Most complaints are answered within 30 calendar days.** If we need more information and the delay is in your best interest or if you ask for more time, we can take up to 14 more calendar days (44 calendar days total) to answer your complaint. If we decide to take extra days, we will tell you in writing.
- **If we do not agree** with some or all of your complaint or don't take responsibility for the problem you are complaining about, we will let you know. Our response will include our reasons for this answer. We must respond whether we agree with the complaint or not.

## Section 7.4 You can also make complaints about quality of care to the quality improvement organization

You can make your complaint about the quality of care you received by using the step-by-step process previously outlined.

When your complaint is about *quality of care*, you also have two extra options:

- **You can make your complaint to the quality improvement organization.** If you prefer, you can make your complaint about the quality of care you received directly to this organization (*without making the complaint to us*).
  - The quality improvement organization is a group of practicing doctors and other health care experts paid by the federal government to check and improve the care given to Medicare patients.

- To find the name, address, and phone number of the quality improvement organization for your state, look in Chapter 2, Section 4, of this booklet. If you make a complaint to this organization, we will work with them to resolve your complaint.
- **Or you can make your complaint to both at the same time.** If you wish, you can make your complaint about quality of care to us and also to the quality improvement organization.

## **Section 7.5 You can also tell Medicare about your complaint**

---

You can submit a complaint about MedicareBlue Rx Standard directly to Medicare. To submit a complaint to Medicare, go to **Medicare.gov/MedicareComplaintForm/home.aspx**. Medicare takes your complaints seriously and will use this information to help improve the quality of the Medicare program.

If you have any other feedback or concerns, or if you feel the plan is not addressing your issue, please call **1-800-MEDICARE (1-800-633-4227)**. TTY users can call **1-877-486-2048**.



# CHAPTER 8

*Ending your membership in the plan*

---

## Chapter 8. Ending your membership in the plan

---

<b>SECTION 1 Introduction</b> . . . . .	<b>95</b>
Section 1.1 This chapter focuses on ending your membership in our plan. . . . .	95
<b>SECTION 2 When can you end your membership in our plan?</b> . . . . .	<b>95</b>
Section 2.1 You can end your membership during the annual enrollment period. . . . .	95
Section 2.2 In certain situations, you can end your membership during a special enrollment period. . . . .	96
Section 2.3 Where can you get more information about when you can end your membership? . . . . .	97
<b>SECTION 3 How do you end your membership in our plan?</b> . . . . .	<b>97</b>
Section 3.1 Usually, you end your membership by enrolling in another plan . . . . .	97
<b>SECTION 4 Until your membership ends, you must keep getting your drugs through our plan</b> . . . . .	<b>98</b>
Section 4.1 Until your membership ends, you are still a member of our plan . . . . .	98
<b>SECTION 5 MedicareBlue Rx Standard must end your membership in the plan in certain situations.</b> . . . . .	<b>99</b>
Section 5.1 When must we end your membership in the plan? . . . . .	99
Section 5.2 We cannot ask you to leave our plan for any reason related to your health . . . . .	99
Section 5.3 You have the right to make a complaint if we end your membership in our plan . . . . .	99

---

## SECTION 1 Introduction

---

### Section 1.1 This chapter focuses on ending your membership in our plan

---

Ending your membership in MedicareBlue Rx Standard may be **voluntary** (your own choice) or **involuntary** (not your own choice):

- You might leave our plan because you have decided that you *want* to leave.
  - There are only certain times during the year, or certain situations, when you may voluntarily end your membership in the plan. Section 2 tells you *when* you can end your membership in the plan.
  - The process for voluntarily ending your membership varies depending on what type of new coverage you are choosing. Section 3 tells you *how* to end your membership in each situation.
- There are also limited situations where you do not choose to leave, but we are required to end your membership. Section 5 tells you about situations when we must end your membership.

If you are leaving our plan, you must continue to get your Part D prescription drugs through our plan until your membership ends.

---

## SECTION 2 When can you end your membership in our plan?

---

You may end your membership in our plan only during certain times of the year, known as enrollment periods. All members have the opportunity to leave the plan during the annual enrollment period. In certain situations, you may also be eligible to leave the plan at other times of the year.

### Section 2.1 You can end your membership during the annual enrollment period

---

You can end your membership during the **annual enrollment period** (also known as the annual open

enrollment period). This is the time when you should review your health and drug coverage and make a decision about your coverage for the upcoming year.

- **When is the annual enrollment period?** This happens from October 15 to December 7.
- **What type of plan can you switch to during the annual enrollment period?** You can choose to keep your current coverage or make changes to your coverage for the upcoming year. If you decide to change to a new plan, you can choose any of the following types of plans:
  - Another Medicare prescription drug plan.
  - Original Medicare *without* a separate Medicare prescription drug plan.
    - **If you receive Extra Help from Medicare to pay for your prescription drugs:** If you do not enroll in a separate Medicare prescription drug plan, Medicare may enroll you in a drug plan, unless you have opted out of automatic enrollment.
  - *or* – A Medicare health plan. A Medicare health plan is a plan offered by a private company that contracts with Medicare to provide all of the Medicare Part A (hospital) and Part B (medical) benefits. Some Medicare health plans also include Part D prescription drug coverage.
    - If you enroll in most Medicare health plans, you will be disenrolled from MedicareBlue Rx Standard when your new plan's coverage begins. However, if you choose a Private Fee-for-Service plan without Part D drug coverage, a Medicare Medical Savings Account plan, or a Medicare Cost plan, you can enroll in that plan and keep MedicareBlue Rx Standard for your drug coverage. If you do not want to keep our plan, you can choose to enroll in another Medicare prescription drug plan or drop Medicare prescription drug coverage.

**Note:** If you disenroll from Medicare prescription drug coverage and go without creditable prescription drug coverage for 63 or more days in a row, you may have to pay a late enrollment penalty if you join a Medicare drug plan later. (Creditable coverage means the coverage is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.)

See Chapter 1, Section 5 for more information about the late enrollment penalty.

- **When will your membership end?** Your membership will end when your new plan's coverage begins on January 1.

## Section 2.2 In certain situations, you can end your membership during a special enrollment period

In certain situations, members of MedicareBlue Rx Standard may be eligible to end their membership at other times of the year. This is known as a **special enrollment period**.

- **Who is eligible for a special enrollment period?**

If any of the following situations apply to you, you may be eligible to end your membership during a special enrollment period. These are just examples. For the full list you can contact the plan, call Medicare or visit the Medicare website (**Medicare.gov**):

- If you have moved out of your plan's service area.
- If you have Medicaid.
- If you are eligible for Extra Help with paying for your Medicare prescriptions.
- If we violate our contract with you.
- If you are getting care in an institution, such as a nursing home or long-term care (LTC) hospital.
- If you enroll in the Program of All-inclusive Care for the Elderly (PACE). PACE is not available in all states. If you would like to know if PACE is available in your state, please contact customer service (phone numbers are printed on the back cover of this booklet).

**Note:** If you're in a drug management program, you may not be able to change plans. Chapter 3, Section 10 tells you more about drug management programs.

- **When are special enrollment periods?** The enrollment periods vary depending on your situation.
- **What can you do?** To find out if you are eligible for a special enrollment period, please call Medicare at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users call **1-877-486-2048**.

If you are eligible to end your membership because of a special situation, you can choose to change both your Medicare health coverage and prescription drug coverage. This means you can choose any of the following types of plans:

- Another Medicare prescription drug plan.
- Original Medicare *without* a separate Medicare prescription drug plan.
  - **If you receive Extra Help from Medicare to pay for your prescription drugs:** If you switch to Original Medicare and do not enroll in a separate Medicare prescription drug plan, Medicare may enroll you in a drug plan, unless you have opted out of automatic enrollment.
- *or* – A Medicare health plan. A Medicare health plan is a plan offered by a private company that contracts with Medicare to provide all of the Medicare Part A (hospital) and Part B (medical) benefits. Some Medicare health plans also include Part D prescription drug coverage.
  - If you enroll in most Medicare health plans, you will automatically be disenrolled from MedicareBlue Rx Standard when your new plan's coverage begins. However, if you choose a Private Fee-for-Service plan without Part D drug coverage, a Medicare Medical Savings Account plan, or a Medicare Cost plan, you can enroll in that plan and keep MedicareBlue Rx Standard for your drug coverage. If you do not want to keep our plan, you can choose to enroll in another Medicare prescription drug plan or to drop Medicare prescription drug coverage.

**Note:** If you disenroll from Medicare prescription drug coverage and go without creditable prescription drug coverage for a continuous period of 63 days or more, you may have to pay a Part D late enrollment penalty if you join a Medicare drug plan later. (Creditable coverage means the coverage is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.) See Chapter 1, Section 5 for more information about the late enrollment penalty.

- **When will your membership end?** Your membership will usually end on the first day of

the month after we receive your request to change your plan.

## Section 2.3 Where can you get more information about when you can end your membership?

---

If you have any questions or would like more information on when you can end your membership:

- You can **call customer service** (phone numbers are printed on the back cover of this booklet).
- You can find the information in the **Medicare & You 2021 Handbook**.
  - Everyone with Medicare receives a copy of Medicare & You each fall. Those new to Medicare receive it within a month after first signing up.
  - You can also download a copy from the Medicare website (**Medicare.gov**). Or, you can order a printed copy by calling Medicare at the number listed next.
- You can contact **Medicare** at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.

---

## SECTION 3 How do you end your membership in our plan?

---

### Section 3.1 Usually, you end your membership by enrolling in another plan

---

Usually, to end your membership in our plan, you simply enroll in another Medicare plan during one of the enrollment periods (see Section 2 in this chapter for information about the enrollment periods).

However, there are two situations in which you will need to end your membership in a different way:

- If you want to switch from our plan to Original Medicare *without* a Medicare prescription drug plan, you must ask to be disenrolled from our plan.
- If you join a Private Fee-For-Service plan without prescription drug coverage, a Medicare Medical Savings Account plan, or a Medicare Cost plan, enrollment in the new plan will not end your membership in our plan. In this case, you can

enroll in that plan and keep MedicareBlue Rx Standard for your drug coverage. If you do not want to keep our plan, you can choose to enroll in another Medicare prescription drug plan or ask to be disenrolled from our plan.

If you are in one of these two situations and want to leave our plan, there are two ways you can ask to be disenrolled:

- You can make a request in writing to us. Contact customer service if you need more information on how to do this (phone numbers are printed on the back cover of this booklet).
- – *or* – You can contact Medicare at **1-800-MEDICARE (1-800-633-4227)**, 24 hours a day, 7 days a week. TTY users should call **1-877-486-2048**.

**Note:** If you disenroll from Medicare prescription drug coverage and go without creditable prescription drug coverage for 63 days or more in a row, you may have to pay a Part D late enrollment penalty if you join a Medicare drug plan later. (Creditable coverage means the coverage is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage.) See Chapter 1, Section 5 for more information about the late enrollment penalty.

The following table explains how you should end your membership in our plan.

If you would like to switch from our plan to:	This is what you should do:
<ul style="list-style-type: none"> <li>Another Medicare prescription drug plan.</li> </ul>	<ul style="list-style-type: none"> <li>Enroll in the new Medicare prescription drug plan between October 15 and December 7.</li> <li>You will automatically be disenrolled from MedicareBlue Rx Standard when your new plan's coverage begins.</li> </ul>
<ul style="list-style-type: none"> <li>A Medicare health plan.</li> </ul>	<ul style="list-style-type: none"> <li>Enroll in the Medicare health plan by December 7.</li> </ul> <p>With most Medicare health plans, you will automatically be disenrolled from MedicareBlue Rx Standard when your new plan's coverage begins.</p> <p>However, if you choose a Private Fee-For-Service plan without Part D drug coverage, a Medicare Medical Savings Account plan, or a Medicare Cost plan, you can enroll in that new plan and keep MedicareBlue Rx Standard for your drug coverage. If you want to leave our plan, you must <i>either</i> enroll in another Medicare prescription drug plan <i>or</i> ask to be disenrolled. To ask to be disenrolled, you must send us a written request (contact customer service (phone numbers are printed on the back cover of this booklet) if you need more information on how to do this) or contact Medicare at <b>1-800-MEDICARE (1-800-633-4227)</b>, 24 hours a day, 7 days a week (TTY users should call <b>1-877-486-2048</b>).</p>
<ul style="list-style-type: none"> <li>Original Medicare <i>without</i> a separate Medicare prescription drug plan.</li> </ul> <p>– <b>Note:</b> If you disenroll from a Medicare prescription drug plan and go without creditable prescription drug coverage for 63 days or more in a row, you may have to pay a late enrollment penalty if you join a Medicare drug plan later. See Chapter 1, Section 5 for more information about the late enrollment penalty.</p>	<ul style="list-style-type: none"> <li><b>Send us a written request to disenroll.</b> Contact customer service if you need more information on how to do this (phone numbers are printed on the back cover of this booklet).</li> <li>You can also contact <b>Medicare at 1-800-MEDICARE (1-800-633-4227)</b>, 24 hours a day, 7 days a week, and ask to be disenrolled. TTY users should call <b>1-877-486-2048</b>.</li> </ul>

## SECTION 4 Until your membership ends, you must keep getting your drugs through our plan

### Section 4.1 Until your membership ends, you are still a member of our plan

If you leave MedicareBlue Rx Standard, it may take time before your membership ends and your new Medicare coverage goes into effect. (See Section 2 for information on when your new coverage begins.)

During this time, you must continue to get your prescription drugs through our plan.

- You should continue to use our network pharmacies to get your prescriptions filled until your membership in our plan ends.** Usually, your prescription drugs are only covered if they are filled at a network pharmacy including through our mail order pharmacy services.

---

## SECTION 5 MedicareBlue Rx Standard must end your membership in the plan in certain situations

---

### Section 5.1 When must we end your membership in the plan?

---

MedicareBlue Rx Standard must end your membership in the plan if any of the following happen:

- If you no longer have Medicare Part A or Part B (or both).
- If you move out of our service area.
- If you are away from our service area for more than 12 months.
  - If you move or take a long trip, you need to call customer service to find out if the place you are moving or traveling to is in our plan's area. (Phone numbers for customer service are printed on the back cover of this booklet.)
- If you become incarcerated (go to prison).
- If you are not a United States citizen or lawfully present in the United States.
- If you lie about or withhold information about other insurance you have that provides prescription drug coverage.
- If you intentionally give us incorrect information when you are enrolling in our plan and that information affects your eligibility for our plan. (We cannot make you leave our plan for this reason unless we get permission from Medicare first.)
- If you continuously behave in a way that is disruptive and makes it difficult for us to provide care for you and other members of our plan. (We cannot make you leave our plan for this reason unless we get permission from Medicare first.)
- If you let someone else use your membership card to get prescription drugs. (We cannot make you leave our plan for this reason unless we get permission from Medicare first.)
  - If we end your membership because of this reason, Medicare may have your case investigated by the Inspector General.

- If you do not pay the plan premiums for three calendar months.
  - We must notify you in writing that you have three calendar months to pay the plan premium before we end your membership.
- If you are required to pay the extra Part D amount because of your income and you do not pay it, Medicare will disenroll you from our plan and you will lose prescription drug coverage.

#### Where can you get more information?

If you have questions or would like more information on when we can end your membership:

- You can call customer service for more information (phone numbers are printed on the back cover of this booklet).

### Section 5.2 We cannot ask you to leave our plan for any reason related to your health

---

MedicareBlue Rx Standard is not allowed to ask you to leave our plan for any reason related to your health.

#### What should you do if this happens?

If you feel that you are being asked to leave our plan because of a health-related reason, you should call Medicare at **1-800-MEDICARE (1-800-633-4227)**. TTY users should call **1-877-486-2048**. You may call 24 hours a day, 7 days a week.

### Section 5.3 You have the right to make a complaint if we end your membership in our plan

---

If we end your membership in our plan, we must tell you our reasons in writing for ending your membership. We must also explain how you can file a grievance or make a complaint about our decision to end your membership. You can also look in Chapter 7, Section 7 for information about how to make a complaint.

# CHAPTER 9

## *Legal notices*



---

## Chapter 9. Legal notices

---

<b>SECTION 1</b>	<b>Notice about governing law</b>	<b>102</b>
<b>SECTION 2</b>	<b>Notice about non-discrimination</b>	<b>102</b>
<b>SECTION 3</b>	<b>Notice about Medicare secondary payer subrogation rights</b>	<b>102</b>
<b>SECTION 4</b>	<b>Underwriting statement</b>	<b>102</b>
<b>SECTION 5</b>	<b>Disclosure statement</b>	<b>102</b>
<b>SECTION 6</b>	<b>Release of records</b>	<b>103</b>
<b>SECTION 7</b>	<b>Right to recover payments</b>	<b>103</b>
<b>SECTION 8</b>	<b>Non-assignment</b>	<b>103</b>
<b>SECTION 9</b>	<b>Reimbursement and subrogation</b>	<b>103</b>

---

## SECTION 1 Notice about governing law

---

Many laws apply to this Evidence of Coverage and some additional provisions may apply because they are required by law. This may affect your rights and responsibilities even if the laws are not included or explained in this document. The principal law that applies to this document is Title XVIII of the Social Security Act and the regulations created under the Social Security Act by the Centers for Medicare & Medicaid Services, or CMS. In addition, other federal laws may apply and, under certain circumstances, the laws of the state you live in.

---

## SECTION 2 Notice about non-discrimination

---

Our plan must obey laws that protect you from discrimination or unfair treatment. We don't discriminate based on race, ethnicity, national origin, color, religion, sex, gender, age, mental or physical disability, health status, claims experience, medical history, genetic information, evidence of insurability, or geographic location within the service area. All organizations that provide Medicare prescription drug plans, like our plan, must obey federal laws against discrimination, including Title VI of the Civil Rights Act of 1964, the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, the Americans with Disabilities Act, Section 1557 of the Affordable Care Act, all other laws that apply to organizations that get federal funding, and any other laws and rules that apply for any other reason.

If you want more information or have concerns about discrimination or unfair treatment, please call the Department of Health and Human Services' **Office for Civil Rights** at **1-800-368-1019** (TTY **1-800-537-7697**) or your local Office for Civil Rights.

If you have a disability and need help with access to care, please call customer service (phone numbers are printed on the back cover of this booklet). If you have a complaint, such as a problem with wheelchair access, customer service can help.

---

## SECTION 3 Notice about Medicare secondary payer subrogation rights

---

We have the right and responsibility to collect for covered Medicare prescription drugs for which Medicare is not the primary payer. According to CMS regulations at 42 CFR sections 422.108 and 423.462, MedicareBlue Rx Standard, as a Medicare prescription drug plan sponsor, will exercise the same rights of recovery that the Secretary exercises under CMS regulations in subparts B through D of part 411 of 42 CFR and the rules established in this section supersede any state laws.

---

## SECTION 4 Underwriting statement

---

Coverage is available to residents of the service area and separately issued by one of the following plans: Wellmark Blue Cross and Blue Shield of Iowa,\* Blue Cross and Blue Shield of Minnesota,\* Blue Cross and Blue Shield of Montana,\* Blue Cross and Blue Shield of Nebraska,\* Blue Cross Blue Shield of North Dakota,\* Wellmark Blue Cross and Blue Shield of South Dakota,\* and Blue Cross Blue Shield of Wyoming.\*

\*Independent licensees of the Blue Cross and Blue Shield Association.

---

## SECTION 5 Disclosure statement

---

You, the member, hereby expressly acknowledge your understanding that this policy is a contract solely between you and the independent Blue Cross and Blue Shield plan in the state in which the policy was issued (your Blue plan), which is an independent corporation operating under a license from the Blue Cross and Blue Shield Association (BCBSA), an association of independent Blue Cross and Blue Shield plans. BCBSA permits your Blue plan to use the Blue Cross and Blue Shield service marks in your state. Your Blue plan is not a contracting agent of

BCBSA. You further acknowledge that you have not purchased this policy based upon representations by BCBSA or any person other than your Blue plan or its authorized representatives. No person, entity, or organization other than your Blue plan is accountable or liable to you for any obligations created under this policy. This paragraph does not create any additional obligations whatsoever on the part of your Blue plan other than those obligations created under other provisions of this policy.

---

## SECTION 6 Release of records

---

You agree to allow all health care providers to give us needed information about the care they provide to you. We may need this information to process claims, conduct utilization review and quality improvement activities, and for other health plan activities as permitted by law. We keep this information confidential, but we may release it if you authorize release, or if state or federal law permits or requires release without your authorization. If a provider requires special authorization for release of records, you agree to provide this authorization. Your failure to provide authorization or requested information may result in denial of your claim.

---

## SECTION 7 Right to recover payments

---

If for any reason MedicareBlue Rx makes payment under this policy in error, including an incorrect payment to you, a pharmacy, or any other person, MedicareBlue Rx may recover the amount it paid.

---

## SECTION 8 Non-assignment

---

Benefits for covered services in this policy are for your personal benefit and cannot be transferred or assigned to anyone else. You are prohibited from assigning any claim or cause of action arising out of or relating to this benefits plan. Any attempt to assign this policy or rights to payment will be void.

---

## SECTION 9 Reimbursement and subrogation

---

If we pay benefits for prescription drug expenses you incur as a result of any act of a third party for which the third party is or may be liable, and you later obtain full recovery, you are obligated to reimburse us for the benefits paid in accordance with 42 C.F.R. §§ 423.462, 422.108.

Nothing herein shall limit our right to recovery from another source that may otherwise exist at law. If you make a claim against a third party for damages that include repayment for medical and medically related expenses incurred for your benefit, you must provide timely written notice to us of the pending or potential claim by writing to customer service at the address for MedicareBlue Rx listed in Chapter 2, Section 1 of this booklet. We may, at our option, take such action as may be appropriate and necessary to preserve our rights under this reimbursement and subrogation provision, including the right to intervene in any lawsuit you have commenced with a third party. Notwithstanding any other law to the contrary, the statute of limitations applicable to our right of reimbursement or subrogation does not commence to run until the notice has been given to us.

# CHAPTER 10

*Definitions of important words*

## Chapter 10. Definitions of important words

**Annual enrollment period** – A set time each fall when members can change their health or drug plans or switch to Original Medicare. The annual enrollment period is from October 15 until December 7.

**Appeal** – An appeal is something you do if you disagree with our decision to deny a request for coverage of prescription drugs or payment for drugs you already received. For example, you may ask for an appeal if we don't pay for a drug you think you should be able to receive. Chapter 7 explains appeals, including the process involved in making an appeal.

**Brand-name drug** – A prescription drug that is manufactured and sold by the pharmaceutical company that originally researched and developed the drug. Brand-name drugs have the same active-ingredient formula as the generic version of the drug. However, generic drugs are manufactured and sold by other drug manufacturers and are generally not available until after the patent on the brand-name drug has expired.

**Catastrophic coverage stage** – The stage in the Part D drug benefit where you pay a low copayment or coinsurance for your drugs after you or other qualified parties on your behalf have spent \$6,550 in covered drugs during the covered year.

**Centers for Medicare & Medicaid Services (CMS)** – The federal agency that administers Medicare. Chapter 2 explains how to contact CMS.

**Coinsurance** – An amount you may be required to pay as your share of the cost for prescription drugs after you pay any deductibles. Coinsurance is usually a percentage (for example, 20%).

**Complaint** – The formal name for making a complaint is filing a grievance. The complaint process is used for certain types of problems *only*. This includes problems related to quality of care, waiting times, and the customer service you receive. See also "grievance," in this list of definitions.

**Copayment (or copay)** – An amount you may be required to pay as your share of the cost for a prescription drug. A copayment is a set amount,

rather than a percentage. For example, you might pay \$10 or \$20 for a prescription drug.

**Cost sharing** – Cost sharing refers to amounts that a member has to pay when drugs are received. This is in addition to the plan's monthly premium. Cost sharing includes any combination of the following three types of payments: (1) any deductible amount a plan may impose before drugs are covered; (2) any fixed copayment amount that a plan requires when a specific drug is received; or (3) any coinsurance amount, a percentage of the total amount paid for a drug, that a plan requires when a specific drug is received. A daily cost sharing rate may apply when your doctor prescribes less than a full month's supply of certain drugs for you and you are required to pay a copayment.

**Cost sharing tier** – Every drug on the list of covered drugs is in one of five cost-sharing tiers. In general, the higher the cost-sharing tier, the higher your cost for the drug.

**Coverage determination** – A decision about whether a drug prescribed for you is covered by the plan and the amount, if any, you are required to pay for the prescription. In general, if you bring your prescription to a pharmacy and the pharmacy tells you the prescription isn't covered under your plan, that isn't a coverage determination. You need to call or write to your plan to ask for a formal decision about the coverage. Coverage determinations are called coverage decisions in this booklet. Chapter 7 explains how to ask us for a coverage decision.

**Covered drugs** – The term we use to mean all of the prescription drugs covered by our plan.

**Creditable prescription drug coverage** – Prescription drug coverage (for example, from an employer or union) that is expected to pay, on average, at least as much as Medicare's standard prescription drug coverage. People who have this kind of coverage when they become eligible for Medicare can generally keep that coverage without paying a penalty, if they decide to enroll in Medicare prescription drug coverage later.

## Chapter 10: Definitions of important words

**Customer service** – A department within our plan responsible for answering your questions about your membership, benefits, grievances, and appeals. See Chapter 2 for information about how to contact Customer service.

**Daily cost sharing rate** – A daily cost sharing rate may apply when your doctor prescribes less than a full month's supply of certain drugs for you and you are required to pay a copayment. A daily cost-sharing rate is the copayment divided by the number of days in a month's supply. Here is an example: If your copayment for a one-month supply of a drug is \$30, and one-month's supply in your plan is 30 days, then your daily cost sharing rate is \$1 per day. This means you pay \$1 for each day's supply when you fill your prescription.

**Deductible** – The amount you must pay for prescriptions before our plan begins to pay.

**Disenroll or disenrollment** – The process of ending your membership in our plan. Disenrollment may be voluntary (your own choice) or involuntary (not your own choice).

**Dispensing fee** – A fee charged each time a covered drug is dispensed to pay for the cost of filling a prescription. The dispensing fee covers costs such as the pharmacist's time to prepare and package the prescription.

**Emergency** – A medical emergency is when you, or any other prudent layperson with an average knowledge of health and medicine, believe that you have medical symptoms that require immediate medical attention to prevent loss of life, loss of a limb, or loss of function of a limb. The medical symptoms may be an illness, injury, severe pain, or a medical condition that is quickly getting worse.

**Evidence of Coverage (EOC) and disclosure information** – This document, along with your enrollment form and any other attachments, riders, or other optional coverage selected, which explains your coverage, what we must do, your rights, and what you have to do as a member of our plan.

**Exception** – A type of coverage decision that, if approved, allows you to get a drug that is not

on your plan sponsor's formulary (a formulary exception), or get a non-preferred drug at a lower cost-sharing level (a tiering exception). You may also request an exception if your plan sponsor requires you to try another drug before receiving the drug you are requesting, or the plan limits the quantity or dosage of the drug you are requesting (a formulary exception).

**Extra Help** – A Medicare program to help people with limited income and resources pay Medicare prescription drug program costs, such as premiums, deductibles, and coinsurance.

**Generic drug** – A prescription drug that is approved by the Food and Drug Administration (FDA) as having the same active ingredient(s) as the brand-name drug. Generally, a generic drug works the same as a brand-name drug and usually costs less.

**Grievance** – A type of complaint you make about us or one of our network pharmacies, including a complaint concerning the quality of your care. This type of complaint does not involve coverage or payment disputes.

**Income related monthly adjustment amount (IRMAA)** – If your modified adjusted gross income as reported on your IRS tax return from 2 years ago is above a certain amount, you'll pay the standard premium amount and an income related monthly adjustment amount, also known as IRMAA. IRMAA is an extra charge added to your premium. Less than 5% of people with Medicare are affected, so most people will not pay a higher premium.

**Initial coverage limit** – The maximum limit of coverage under the initial coverage stage.

**Initial coverage stage** – This is the stage before your total drug costs, including amounts you have paid and what your plan has paid on your behalf, for the year have reached \$4,130.

**Initial enrollment period** – When you are first eligible for Medicare, the period of time when you can sign up for Medicare Part A and Part B. For example, if you're eligible for Medicare when you turn 65, your initial enrollment period is the 7-month period that begins 3 months before the month you turn 65,

includes the month you turn 65, and ends 3 months after the month you turn 65.

**List of Covered Drugs (Formulary or Drug List)** – A list of prescription drugs covered by the plan. The drugs on this list are selected by the plan with the help of doctors and pharmacists. The list includes both brand-name and generic drugs.

**Low-income subsidy (LIS)** – See “Extra Help.”

**Medicaid (or medical assistance)** – A joint federal and state program that helps with medical costs for some people with low incomes and limited resources. Medicaid programs vary from state to state, but most health care costs are covered if you qualify for both Medicare and Medicaid. See Chapter 2, Section 6 for information about how to contact Medicaid in your state.

**Medically accepted indication** – A use of a drug that is either approved by the Food and Drug Administration or supported by certain reference books. See Chapter 3, Section 3 for more information about a medically accepted indication.

**Medicare** – The federal health insurance program for people 65 years of age or older, some people under age 65 with certain disabilities, and people with end-stage renal disease (generally those with permanent kidney failure who need dialysis or a kidney transplant). People with Medicare can get their Medicare health coverage through Original Medicare, a Medicare Cost plan, a PACE plan or a Medicare Advantage plan.

**Medicare Advantage (MA) plan** – Sometimes called Medicare Part C. A plan offered by a private company that contracts with Medicare to provide you with all your Medicare Part A and Part B benefits. A Medicare Advantage plan can be an HMO, PPO, a Private Fee-for-Service (PFFS) plan, or a Medicare Medical Savings Account (MSA) plan. If you are enrolled in a Medicare Advantage plan, Medicare services are covered through the plan, and are not paid for under Original Medicare. In most cases, Medicare Advantage plans also offer Medicare Part D (prescription drug coverage). These plans are called **Medicare Advantage plans with prescription drug coverage**. Everyone who has Medicare Part A

and Part B is eligible to join any Medicare Advantage health plan that is offered in their area.

**Medicare Cost plan** – A Medicare Cost plan is a plan operated by a health maintenance organization (HMO) or competitive medical plan (CMP) in accordance with a cost-reimbursed contract under section 1876(h) of the Act.

**Medicare coverage gap discount program** – A program that provides discounts on most covered Part D brand-name drugs to Part D members who have reached the coverage gap stage and who are not already receiving Extra Help. Discounts are based on agreements between the federal government and certain drug manufacturers. For this reason, most, but not all, brand-name drugs are discounted.

**Medicare-covered services** – Services covered by Medicare Part A and Part B.

**Medicare health plan** – A Medicare health plan is offered by a private company that contracts with Medicare to provide Part A and Part B benefits to people with Medicare who enroll in the plan. This term includes all Medicare Advantage plans, Medicare Cost plans, Demonstration/pilot programs, and Programs of All-Inclusive Care for the Elderly (PACE).

**Medicare prescription drug coverage (Medicare Part D)** – Insurance to help pay for outpatient prescription drugs, vaccines, biologicals, and some supplies not covered by Medicare Part A or Part B.

**Medigap (Medicare supplement insurance) policy** – Medicare supplement insurance is sold by private insurance companies to fill gaps in Original Medicare. Medigap policies only work with Original Medicare. (A Medicare Advantage plan is not a Medigap policy.)

**Member (member of our plan, or plan member)** – A person with Medicare who is eligible to get covered services, who has enrolled in our plan and whose enrollment has been confirmed by the Centers for Medicare & Medicaid Services (CMS).

**Network pharmacy** – A network pharmacy is a pharmacy where members of our plan can get their

**Chapter 10: Definitions of important words**

prescription drug benefits. We call them network pharmacies because they contract with our plan. In most cases, your prescriptions are covered only if they are filled at one of our network pharmacies.

**Original Medicare** (Traditional Medicare or Fee-for-service Medicare) – Original Medicare is offered by the government, and not a private health plan like Medicare Advantage plans and prescription drug plans. Under Original Medicare, Medicare services are covered by paying doctors, hospitals, and other health care providers payment amounts established by Congress. You can see any doctor, hospital, or other health care provider that accepts Medicare. You must pay the deductible. Medicare pays its share of the Medicare-approved amount, and you pay your share. Original Medicare has two parts: Part A (hospital insurance) and Part B (medical insurance) and is available everywhere in the United States.

**Out-of-network pharmacy** – A pharmacy that doesn't have a contract with our plan to coordinate or provide covered drugs to members of our plan. As explained in this Evidence of Coverage, most drugs you get from out-of-network pharmacies are not covered by our plan unless certain conditions apply.

**Out-of-pocket costs** – See the definition for cost sharing. A member's cost sharing requirement to pay for a portion of drugs received is also referred to as the member's out-of-pocket cost requirement.

**PACE plan** – A PACE (Program of All-Inclusive Care for the Elderly) plan combines medical, social and long-term care (LTC) services for frail people to help people stay independent and living in their community (instead of moving to a nursing home) as long as possible, while getting the high-quality care they need. People enrolled in PACE plans receive both their Medicare and Medicaid benefits through the plan. PACE is not available in all states. If you would like to know if PACE is available in your state, please contact customer service (phone numbers are on the back cover of this booklet).

**Part C** – See "Medicare Advantage (MA) plan".

**Part D** – The voluntary Medicare prescription drug benefit program. (For ease of reference, we will refer to the prescription drug benefit program as Part D.)

**Part D drugs** – Drugs that can be covered under Part D. We may or may not offer all Part D drugs. (See your formulary for a specific list of covered drugs.) Certain categories of drugs were specifically excluded by Congress from being covered as Part D drugs.

**Part D late enrollment penalty** – An amount added to your monthly premium for Medicare drug coverage if you go without creditable coverage (coverage that is expected to pay, on average, at least as much as standard Medicare prescription drug coverage) for a continuous period of 63 days or more after you are first eligible to join a Part D plan. You pay this higher amount as long as you have a Medicare drug plan. There are some exceptions. For example, if you receive Extra Help from Medicare to pay your prescription drug plan costs, the late enrollment penalty rules do not apply to you. If you receive Extra Help, you do not pay a late enrollment penalty.

**Preferred cost sharing** – Preferred cost sharing means lower cost sharing for certain covered Part D drugs at certain network pharmacies.

**Premium** – The periodic payment to Medicare, an insurance company, or a health care plan for health or prescription drug coverage.

**Prior authorization** – Approval in advance to get certain drugs that may or may not be on our formulary. Some drugs are covered only if your doctor or other network provider gets prior authorization from us. Covered drugs that need prior authorization are marked in the formulary.

**Quality improvement organization (QIO)** – A group of practicing doctors and other health care experts paid by the federal government to check and improve the care given to Medicare patients. See Chapter 2, Section 4 for information about how to contact the QIO for your state.

**Quantity limits** – A management tool that is designed to limit the use of selected drugs for quality, safety, or utilization reasons. Limits may be on the amount of the drug that we cover per prescription or for a defined period of time.



**Service area** – A geographic area where a prescription drug plan accepts members if it limits membership based on where people live. The plan may disenroll you if you permanently move out of the plan’s service area.

**Special enrollment period** – A set time when members can change their health or drug plans or return to Original Medicare. Situations in which you may be eligible for a special enrollment period include: if you move outside the service area, if you are getting Extra Help with your prescription drug costs, if you move into a nursing home, or if we violate our contract with you.

**Standard cost sharing** – Standard cost sharing is cost sharing other than preferred cost sharing offered at a network pharmacy.

**Step therapy** – A utilization tool that requires you to first try another drug to treat your medical condition before we will cover the drug your physician may have initially prescribed.

**Supplemental Security Income (SSI)** – A monthly benefit paid by Social Security to people with limited income and resources who are disabled, blind, or age 65 and older. SSI benefits are not the same as Social Security benefits.



# MedicareBlue<sup>SM</sup> Rx (PDP)

A Medicare Prescription Drug Plan

## NOTICE OF RIGHTS NONDISCRIMINATION AND ACCESSIBILITY

MedicareBlue<sup>SM</sup> Rx (PDP) complies with applicable Federal civil rights laws and does not discriminate on the basis of race, color, national origin, age, disability, or sex. MedicareBlue Rx does not exclude people or treat them differently because of race, color, national origin, age, disability, or sex.

MedicareBlue Rx:

- Provides free aids and services to people with disabilities to communicate effectively with us, such as:
  - Qualified sign language interpreters
  - Written information in other formats (large print, audio, accessible electronic formats, other formats)
- Provides free language services to people whose primary language is not English, such as:
  - Qualified interpreters
  - Information written in other languages

If you need these services call customer service at 1-888-832-0075, daily, 8:00 a.m. to 8:00 p.m. Central and Mountain times (TTY: 711).

If you believe that MedicareBlue Rx has failed to provide these services or discriminated in another way on the basis of race, color, national origin, age, disability, or sex, you can file a grievance in writing to:

MedicareBlue Rx Compliance Officer  
3400 Yankee Drive, R400  
Eagan, MN 55121

You can file a grievance by mail. If you need help filing a grievance, the MedicareBlue Rx Compliance Officer is available to help you. You can also file a civil rights complaint with the U.S. Department of Health and Human Services, through one of the following methods:

Electronically through the Office of Civil Rights Complaint Portal	<a href="https://ocrportal.hhs.gov/ocr/smartscreen/main.jsf">https://ocrportal.hhs.gov/ocr/smartscreen/main.jsf</a>
By Mail	U.S. Department of Health and Human Services 200 Independence Avenue SW Room 509F, HHH Building Washington, DC 20201
By Phone	1-800-368-1019 800-537-7697 (TDD)

**Spanish:** ATENCIÓN: si habla español, tiene a su disposición servicios gratuitos de asistencia lingüística. Llame al 1-888-832-0075 (TTY: 711).

**Hmong:** LUS CEEV: Yog tias koj hais lus Hmoob, cov kev pab txog lus, muaj kev pab dawb rau koj. Hu rau 1-888-832-0075 (TTY: 711).

**Cushite:** XIYYEEFFANNAA: Afaan dubbattu Oroomiffa, tajaajila gargaarsa afaanii, kanfaltiidhaan ala, ni argama. Bilbilaa 1-888-832-0075 (TTY: 711).

**Vietnamese:** CHÚ Ý: Nếu bạn nói Tiếng Việt, có các dịch vụ hỗ trợ ngôn ngữ miễn phí dành cho bạn. Gọi số 1-888-832-0075 (TTY: 711).

**Chinese:** 注意：如果您使用普通话，您可以免费获得语言援助服务。请致电 1-888-832-0075 (TTY: 711)。

**Russian:** ВНИМАНИЕ: Если вы говорите на русском языке, то вам доступны бесплатные услуги перевода. Звоните по телефону 1-888-832-0075 (телетайп: 711).

**Laotian:** ໂປດຊາບ: ຖ້າວ່າ ທ່ານເວົ້າພາສາ ລາວ, ການບໍລິການຊ່ວຍເຫຼືອດ້ານພາສາ, ໂດຍບໍ່ເສັຽຄ່າ, ແມ່ນມີພ້ອມໃຫ້ທ່ານ. ໂທ 1-888-832-0075 (TTY: 711).

**Amharic:** ማስታወሻ: የሚናገሩት ቋንቋ አማርኛ ከሆነ የትርጉም እርዳታ ድርጅቶች፣ በነጻ ሊያገለግሉት ተዘጋጅተዋል። ወደ ሚከተለው ቁጥር ይደውሉ 1-888-832-0075 (መስማት ለተሳናቸው: 711)።

**Karen:** ၵ်သ့ၵ်သး- နုၵ်ကတိၵ်/ကညိ /ကျိၵ်အယိ./နုၵ်နုၵ်/ကျိၵ်အတၢ်မၤစၢၤလၢ/တလၢ်ဘျုးလၢ်စ့ၢ်/နိတမံၤဘျုးသ့ၵ် လိၤ./ကိ: 1-888-832-0075 (TTY: 711).

**German:** ACHTUNG: Wenn Sie Deutsch sprechen, stehen Ihnen kostenlos sprachliche Hilfsdienstleistungen zur Verfügung. Rufnummer: 1-877-838-3827 (TTY: 711).

**Mon-Khmer, Cambodian:** របស់តន៖ បើសិនជាអ្នកនិយាយ ភាសាខ្មែរ, សេវាជំនួយផ្នែកភាសា ដោយមិនគិតថ្លៃ គឺអាចមានសំរាប់បម្រើអ្នក។ ចូរ ទូរស័ព្ទ 1-888-832-0075 (TTY: 711)។

**Arabic:** ملحوظة: إذا كنت تتحدث العربية فإن خدمات المساعدة اللغوية تتوافر لك بالمجان. اتصل برقم 1-888-832-0075 (رقم هاتف الصم والبكم: 711).

**French:** ATTENTION : Si vous parlez français, des services d'aide linguistique vous sont proposés gratuitement. Appelez le 1-888-832-0075 (TTY: 711).

**Korean:** 주의: 한국어를 사용하시는 경우, 언어 지원 서비스를 무료로 이용하실 수 있습니다. 1-888-832-0075 (TTY: 711)번으로 전화해 주십시오.

**Serbo-Croatian:** OBAVJEŠTENJE: Ako govorite srpsko-hrvatski, usluge jezičke pomoći dostupne su vam besplatno. Nazovite 1-888-832-0075 (TTY- Telefon za osobe sa oštećenim govorom ili sluhom: 711).







**PRA disclosure statement** According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0938-1051. If you have comments or suggestions for improving this form, please write to: CMS, 7500 Security Boulevard, Attn: PRA Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850.

## MedicareBlue Rx Standard customer service



**1-888-832-0075**

Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times. Voicemail available after hours.

Customer service also has free language interpreter services available for non-English speakers.



**711**

Calls to this number are free. 8:00 a.m. to 8:00 p.m., daily, Central and Mountain times.



MedicareBlue Rx  
P.O. Box 3178  
Scranton, PA 18505



**[YourMedicareSolutions.com](http://YourMedicareSolutions.com)**

## State Health Insurance Assistance Program

The State Health Insurance Assistance Program (SHIP) is a state program that gets money from the Federal government to give free local health insurance counseling to people with Medicare.

You can call the SHIP in your state using the information listed in Chapter 2, Section 3 of this booklet.



**MedicareBlue<sup>SM</sup> Rx (PDP)**  
A Medicare Prescription Drug Plan