

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
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Baltimore, Maryland 21244-1850



## **CENTER FOR MEDICARE**

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**TO:** All Part D Sponsors

**FROM:** Cynthia G. Tudor, Ph.D.,  
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**SUBJECT:** Reporting of Emergency Part C&D Issues for January 1<sup>st</sup> and January 2<sup>nd</sup>,  
2013

**DATE:** December 14, 2012

As in previous years, CMS is establishing a Part C&D operations monitoring program for January 1, 2013 through January 4, 2013. Non-technical significant emergency issues should be reported via email to both [drugbenefitimpl@cms.hhs.gov](mailto:drugbenefitimpl@cms.hhs.gov) and your CMS Account Manager. Significant emergency issues are defined as significant Part C & D delivery issues that impact access to service for 100 or more beneficiaries. The problem should be reported even if it was time-limited but lasted an hour or longer (e.g., claims processing or call center was temporarily disrupted). Compliance actions may be taken in instances where plan sponsors fail to report issues. Beneficiary- specific issues should be reported and resolved through the normal casework procedure and not reported through this process.

**The 1-800-MEDICARE (1-800) and CTM holiday schedule is listed below:**

- December 25, 2012: 1-800-MEDICARE is closed. Complaints received by 1-800 on December 23, 2012 will be loaded into CTM on December 24, 2012. Complaints received by 1-800 on December 24, 2012 through December 25, 2012 will be loaded into CTM on December 26, 2012.
- January 1, 2013: 1-800-MEDICARE is open. Complaints received by 1-800 on December 30, 2012 will be loaded into CTM on December 31, 2012. Complaints received by 1-800 on December 31, 2012 through January 1, 2013 will be loaded into CTM on January 2, 2013.

**Potential Issues New to 2013:**

New Federal standards that may affect claim adjudication beginning January 1<sup>st</sup>:

1. Beginning January 1, 2013, sponsors must submit an active and valid NPI on PDE records; however, the NPI reported may be the group identifier (Type II) if the prescriber has not yet obtained an individual NPI. Beginning May 6, 2013, sponsors must report only a Type 1 (individual) NPI on the PDE record. Sponsors must ensure that the lack of an active and valid NPI on a network

- pharmacy claim does not unreasonably delay a beneficiary's access to a covered Part D drug, in accordance with CMS-4157 Final Rule with comment (April 12, 2012). See also HPMS Memorandum "Revised Reporting Requirements for Prescriber Identifiers and other Prescription Drug Event Fields," issued on October 1, 2012.
2. Effective January 1, 2013, sponsors must require all pharmacies servicing long-term care facilities to dispense oral solid brand drugs to enrollees in such facilities in no greater than 14-day increments at a time, unless the drug is excluded or the pharmacy is waived from the requirement, in accordance CMS-4144 Final Rule (April 15, 2011).

Issues regarding beneficiary access associated with either of these new requirements should be submitted to the CMS Part D implementation mailbox.

**When reporting an emergency/non-technical issue to CMS, the plan should include the following:**

1. Plan Name and Contract Number
2. Description of the significant emergency (non-technical) issue, including the number of beneficiaries impacted or beneficiaries potentially impacted
3. Description of your efforts to resolve the issue
4. Plan contact information (name and phone number) for CMS follow-up

Do not include personally identifiable beneficiary information unless it is encrypted.

**Technical issues** should be directed to the MAPD Help Desk. The MAPD Help Desk, which is open Monday through Friday, will be closed on December 25, 2012 and January 1, 2013. Plans can contact the MAPD Help Desk by calling 1.800.927.8069 or email at [mapdhelp@cms.hhs.gov](mailto:mapdhelp@cms.hhs.gov).

**Updating CEO and Emergency Contact Information:**

Part D sponsors must update their CEO ("CEO - CMS Administrator Contact") and Emergency contact ("Emergency Part D Contact" and "Emergency Part D Contact (Secondary) (Optional)") information in HPMS by 5 PM ET on December 21, 2012 to accurately reflect on-call coverage for January 1, 2013. For purposes of January 1<sup>st</sup>, 2013, these contacts should be limited to those individuals who are authorized to effectuate a change for the plan (e.g. CEO, COO, and CFO). CMS leadership will be using this contact information to monitor the resolution of any significant emergency issues.

The CEO and Emergency contact numbers must be directed to phone numbers that are monitored at least every 4 hours from 8AM to 8PM by a responsible party beginning January 1<sup>st</sup> 2013. In the past, some contact numbers were directed to voicemail accounts that were not checked until after the holiday or directed to customer service numbers that could not adequately respond to CMS inquiries. CMS does not consider this satisfactory. Failure to provide adequate contact information or lack of responsiveness to CMS initiated calls will result in compliance actions. During the holiday, CMS staff will be monitoring region-specific email and voice mail complaint boxes for possible plan issues

or access difficulties received from State Health Insurance Programs (SHIPs), other partners, advocates, and beneficiaries.

CMS is very pleased to be working with the industry to ensure a smooth transition for 2013. We appreciate your cooperative spirit and remain committed to working with plans to ensure that beneficiaries have access to healthcare services and prescription drugs. If you have any questions regarding the significant/emergency reporting process or CEO/Emergency contacts, please contact your Account Manager.