



DELBERT HOSEMANN
Secretary of State

ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. An Agency is encouraged to use as much space as will adequately answer all questions. A PDF version of this executed Form must be filed with any proposed rule, if required by the aforementioned statute.

AGENCY NAME Division of Medicaid	CONTACT PERSON Margaret Wilson		TELEPHONE NUMBER 6013595248
ADDRESS 550 High St, Suite	CITY Jackson	STATE MS	ZIP 39201
EMAIL Margaret.Wilson@medicaid.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE 2.1: Covered Services 2.2: Drug Rebates 2.3: Botulinum Toxins A and B.		
Specific Legal Authority Authorizing the promulgation of Rule: SSA § 1927(k)(2) and (a)(7); 42 USC § 1396r-8; Deficit Reduction Act of 2005; 42 CFR Part 447; Miss. Code Ann. §§ 43-13-117, 43-13-121.	Reference to Rules repealed, amended or suspended by the Proposed Rule: Title 23: Medicaid, Part 203: Physician Services, Chapter 2: Injectable Drugs, Rule 2.1: Covered Services, Rule 2.2: Drug Rebates and Rule 2.3: Botulinum Toxins A and B.		

- Describe the need for the proposed action:
To create specific policy for Physician-Administered Drugs and Implantable Drug System Devices.
- Describe the benefits which will likely accrue as the result of the proposed action:
This filing adds language and clarification for Physician Administered Drugs and Implantable Drug System Devices.
- Describe the effect the proposed action will have on the public health, safety, and welfare:
The proposed policy for Physician-Administered Drugs and Implantable Drug System Devices will provide increased access to care for needed services which will have a positive effect on the health, safety, and welfare of the public.
- Estimate the cost to the agency and to any other state or local government entities, of implementing and enforcing the proposed action, including the estimated amount of paperwork, and any anticipated effect on state or local revenues:
The estimated cost of implementing proposed action would be minimal for the agency and of no cost to other state and local government entities.
- Estimate the cost or economic benefit to all persons directly affected by the proposed action:
The estimated cost will be minimal and the economic benefit will be substantial to all persons directly affected by this filing.
- Provide an analysis of the impact of the proposed rule on small business:

- a. Identify and estimate the number of small businesses subject to the proposed regulation:
None.
 - b. Provide the projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record:
None.
 - c. State the probable effect on impacted small businesses:
None.
 - d. Describe any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation including the following regulatory flexibility analysis: *None*
 - i. The establishment of less stringent compliance or reporting requirements for small businesses;
 - ii. The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
 - iii. The consolidation or simplification of compliance or reporting requirements for small businesses;
 - iv. The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and
 - v. The exemption of some or all small businesses from all or any part of the requirements contained in the proposed regulations.
7. Compare the costs and benefits of the proposed rule to the probable costs and benefits of not adopting the proposed rule or significantly amending an existing rule:
The cost and benefit of adopting the proposed rule is minimally more than not adopting the rule.
8. Determine whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rule where reasonable alternative methods exist which are not precluded by law:
There are no less costly or intrusive methods for achieving the proposed rule.
9. Describe reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the agency:
Not applicable
10. State reasons for rejecting alternative methods that were described in #9 above:
Not applicable.
11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection:
Using the paid units from claims data for all Physician Administered Drugs and Implantable Drug System Devices provided to our beneficiaries for State Fiscal Year 2013 and the new fees calculated with the 6% increase, it is estimated that the financial impact to the state agency will be \$514,476.39 annually.

SIGNATURE 	TITLE Executive Director
DATE March 31, 2014	PROPOSED EFFECTIVE DATE OF RULE 06/01/2014