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Sequence Number: 05-16-16  
 Notice ID(s): 2527  
 File Date: 5/23/16

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

|                                 |                                                                    |
|---------------------------------|--------------------------------------------------------------------|
| <b>Agency/Board/Commission:</b> | Tennessee Department of Finance and Administration                 |
| <b>Division:</b>                | Bureau of TennCare                                                 |
| <b>Contact Person:</b>          | George Woods                                                       |
| <b>Address:</b>                 | Bureau of TennCare<br>310 Great Circle Road<br>Nashville, TN 37243 |
| <b>Phone:</b>                   | (615) 507-6446                                                     |
| <b>Email:</b>                   | george.woods@tn.gov                                                |

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

|                     |                                                                          |
|---------------------|--------------------------------------------------------------------------|
| <b>ADA Contact:</b> | Talley A. Olson, Director<br>HCFA Office of Civil Rights Compliance      |
| <b>Address:</b>     | Bureau of TennCare<br>310 Great Circle Road<br>Nashville, TN 37243       |
| <b>Phone:</b>       | (615) 507-6474<br>For TTY dial 711 and ask for 855-286-9085              |
| <b>Email:</b>       | <a href="mailto:hcfa.fairtreatment@tn.gov">hcfa.fairtreatment@tn.gov</a> |

**Hearing Location(s)** (for additional locations, copy and paste table)

|                |                                                                       |                                             |                                  |
|----------------|-----------------------------------------------------------------------|---------------------------------------------|----------------------------------|
| Address 1:     | Bureau of TennCare<br>310 Great Circle Road, Conference Room 1 East A |                                             |                                  |
| City:          | Nashville, TN                                                         |                                             |                                  |
| Zip:           | 37243                                                                 |                                             |                                  |
| Hearing Date : | July 20, 2016                                                         |                                             |                                  |
| Hearing Time:  | 9:00 a.m.                                                             | <input checked="" type="checkbox"/> CST/CDT | <input type="checkbox"/> EST/EDT |

**Additional Hearing Information:**

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**Revision Type (check all that apply):**

- Amendments
- New
- Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

| <b>Chapter Number</b> | <b>Chapter Title</b> |
|-----------------------|----------------------|
| 1200-13-13            | TennCare Medicaid    |
| <b>Rule Number</b>    | <b>Rule Title</b>    |
| 1200-13-13-.04        | Covered Services     |
| 1200-13-13-.10        | Exclusions           |

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Rule 1200-13-13-.04 Covered Services, Paragraph (1), Subparagraph (c), Part 9 is deleted in its entirety and is replaced with a new Part 9, which shall read as follows:

9. Buprenorphine products for opiate addiction treatment for persons aged 21 and older are restricted as follows:
  - (i) Dosage shall not exceed sixteen milligrams (16 mg) per day for a period of up to six (6) months from the initiation of therapy.
  - (ii) For enrollees who are pregnant while receiving the sixteen milligrams (16 mg) per day dosage, the six-month period does not begin until the enrollee is no longer pregnant.
  - (iii) At the end of the six-month period described in subparts (i) and (ii), the covered dosage amount shall not exceed eight milligrams (8 mg) per day.

Statutory Authority: T.C.A. §§ 4-5-202, 4-5-203, 71-5-105 and 71-5-109.

Rule 1200-13-13-.10 Exclusions, Paragraph (3), Subparagraph (a), Part 18, Subpart (vii) is amended by inserting the word "and" at the conclusion of Item (I), by deleting and replacing the punctuation at the end of Item (II) with a "." and by deleting Items (III) and (IV) in their entirety as follows:

- (vii) Buprenorphine-containing products used for treatment of opiate addiction in excess of the covered amounts listed below:
  - (I) Dosage of sixteen milligrams (16 mg) per day for a period of up to six (6) months (183 days) from the initiation of therapy or from the conclusion of pregnancy, if the enrollee is pregnant during this initial maximum dosage therapy; and
  - (II) Dosage of eight milligrams (8 mg) per day after the sixth (6th) month (183rd day) of therapy.

Statutory Authority: T.C.A. §§ 4-5-202, 4-5-203, 71-5-105 and 71-5-109.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

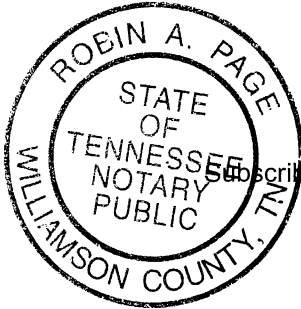
Date: 5/22/2016

Signature: *D. J. Gordon*

Name of Officer: Darin J. Gordon

Director, Bureau of TennCare

Title of Officer: Tennessee Department of Finance and Administration



Subscribed and sworn to before me on: 5/22/2016

Notary Public Signature: *Robin A. Page*

My commission expires on: 10/18/2016

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Filed with the Department of State on: 5/23/16

*Tre Hargett*

Tre Hargett  
Secretary of State

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