

IHCP *bulletin*

INDIANA HEALTH COVERAGE PROGRAMS BT201916 MARCH 7, 2019

Settlement in Hepatitis C agent lawsuit requires IHCP to interpret prior authorization criteria

On February 5, 2019, the US District Court signed an order approving a settlement in the case of *Selner v. Family and Social Services Administration (FSSA)*. The settlement agreement requires that the Indiana Health Coverage Programs (IHCP) provide notice of its interpretation of the phrase “other comorbidity associated with rapid progression” within the current prior authorization (PA) criteria. “Other comorbidity associated with rapid progression” shall continue to be interpreted to allow IHCP members with chronic Hepatitis C to receive Medicaid reimbursement for the direct-acting antivirals (DAAs), without regard to the member’s level of fibrosis, whether he or she possesses a comorbidity that has been shown to be associated with the rapid progression of fibrosis, or his or her Hepatitis C is actively symptomatic, demonstrating an individual medical need. Such symptoms might include, for instance, debilitating fatigue or debilitating depression associated with Hepatitis C.



The PA criteria, including current Hepatitis C agent criteria, can be found on the OptumRx website, accessible through the OptumRx link on the [Pharmacy Services](#) web page at in.gov/medicaid/providers.

Additional information about changes to Hepatitis C agent criteria under the settlement agreement, including upcoming changes to PA criteria regarding fibrosis levels, will be issued in another bulletin at a later date.

QUESTIONS?

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