

**Notice of Public Hearing**  
LSA Document #16-172

**Notice of Public Hearing**

Under [IC 4-22-2-24](#), notice is hereby given that on October 21, 2016, at 9:00 a.m., at the Indiana Government Center South, 402 West Washington Street, Conference Center Room 5, Indianapolis, Indiana, the Office of the Secretary of Family and Social Services – Office of Medicaid Policy and Planning will hold a public hearing on a proposed rule amending [405 IAC 5-24-2](#) to add the definition "usual and customary charge" as used in [405 IAC 5-24](#) to provide clarity regarding calculation of a provider's "usual and customary charge" for a covered drug.

Pursuant to [IC 4-22-2-24\(d\)\(3\)](#), the Indiana Family and Social Services Administration's (FSSA) – Office of Medicaid Policy and Planning (OMPP) has determined that this change is necessary to reduce potential waste by ensuring the "usual and customary charge" submitted by providers is appropriately calculated, thus minimizing the possibility of Medicaid reimbursement above the amount charged to the general public by providers. FSSA-OMPP's proposed rule will not impose any new compliance costs on any regulated entity.

All parties interested in the proposed rule are invited to attend the public hearing and to offer public comments. In lieu of attendance at the public hearing, written comments may be sent to: FSSA, Attention: Amber Swartzell c/o Emily Hancock, 402 W. Washington St., Room W451, Indianapolis, IN 46204. Correspondence should be identified in the following manner: "COMMENT RE: LSA Document #16-172, Usual and Customary Charge". All written comments concerning the rule received by the FSSA - OMPP will be available for public inspection at FSSA's Office of General Counsel, Indiana Government Center South, 402 West Washington Street, Room W451, Indianapolis, Indiana 46204.

Copies of the proposed rule and this notice are now available on the FSSA website at:  
<http://www.in.gov/fssa/4543.htm>

Copies of these rules are now on file at the Indiana Government Center South, 402 West Washington Street, Room W451 and Legislative Services Agency, 100 North Senate Avenue, Room N201, Indianapolis, Indiana and are open for public inspection.

John J. Wernert, M.D.  
Secretary  
Indiana Family and Social Services Administration

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