

# Take Action

# Fees and Add-on Charges Hidden in Your Claims

- In light of the recent lawsuit, Department of Labor (DOL) vs. BCBS Minnesota (BCBSM), we are requesting clarification regarding the manner in which certain claims may be being billed to plan.
- Specifically, we would like to confirm whether any Florida Medicaid taxes or other provider taxes are being added to claims by [insert name of TPA], which may be permitted in your existing provider contracts that may include provisions for adding Florida Medicaid provider taxes to the claims.
- Please confirm whether such taxes are being added to claims and if so, confirm whether provider contracts form the basis upon which these taxes are being added to claims. Please provide a detailed description of the calculation methodologies used for integrating these taxes into our claims. This information is essential for ensuring our compliance with regulatory standards and maintaining fiscal transparency.

## Hidden and Potentially Egregious Recovery Services or OON Vendor Fees

- Are we currently engaging any recovery services vendors? If so, could you provide the organization(s)' names and any information that may be helpful in understanding their processes?
- What is the current fee structure for the “savings” realized through these services? Is it a percentage-based, flat rate, or a hybrid model? If percentage based, what is the current percentage?
- In instances where a third-party vendor is involved, how is the savings fee distributed between [TPA], our plan and the vendor? What percentage of the fee is retained by [insert name of TPA]?
- Could you provide a comprehensive analysis of the savings generated through these vendors over the past fiscal year?
  - For example, what methodology and criteria are used to calculate these savings?
  - What benchmarks or performance indicators are utilized to assess vendor effectiveness?
  - Is vendor and/or [TPA] able to receive savings fees that are in excess of the ultimate negotiated rate paid to the provider? If so, please provide a complete list of all instances where this has occurred over the last 18 months.

# What am I paying for this list of drugs?

<u>Generic Drug Name</u>	<u>Quantity</u>	<u>Pharmacy Acquisition Cost</u>	<u>Price J&amp;J Agreed To Pay</u>	<u>Markup %</u>
abacavir	180	\$111.60	\$322.36	188.85%
abacavir-lamivudine	90	\$180.90	\$1,629.40	800.72%
abiraterone acetate	90	\$82.80	\$5,375.26	6,391.86%
atazanavir sulfate	90	\$313.20	\$613.10	95.56%
azathioprine	90	\$16.20	\$27.42	69.26%
capecitabine	90	\$47.70	\$2,099.91	4,302.33%
cyclosporine	90	\$774.90	\$732.39	-5.49%
dalfampridine	90	\$45.90	\$2,197.71	4,688.04%
deferasirox	90	\$177.30	\$8,199.75	4,524.79%
dimethyl fumarate DR capsule	180	\$120.60	\$16,070.94	13,225.82%
droxidopa	90	\$230.40	\$5,340.66	2,217.99%
efavirenz	90	\$277.20	\$2,016.99	627.63%
efavirenz-emtricitabine-tenofovir disoproxil fumarate	90	\$115.20	\$7,097.43	6,060.96%
emtricitabine-tenofovir	90	\$49.50	\$1,260.12	2,445.70%
enoxaparin sodium	1	\$13.72	\$18.71	36.37%
etravirine	180	\$2,889.00	\$2,172.29	-24.81%
everolimus	90	\$545.40	\$1,351.43	147.79%
fingolimod	90	\$876.60	\$13,325.83	1395.60%
fondaparinux sodium	72	\$3,854.88	\$8,796.92	128.20%
glatiramer	36	\$4,738.68	\$13,778.52	190.77%
ibandronate	3	\$11.34	\$32.56	187.13%
imatinib mesylate	90	\$160.20	\$16,398.17	10,136.06%
lamivudine	90	\$76.50	\$114.80	50.07%
lamivudine-zidovudine	90	\$72.00	\$223.52	210.44%
mycophenolate mofetil tablet	90	\$25.20	\$18.00	-28.57%
mycophenolate sodium tablet	90	\$16.20	\$145.06	795.43%
nevirapine	90	\$12.60	\$8.50	-32.54%
nevirapine XR tablet	90	\$386.10	\$530.63	37.44%
octreotide acetate	15	\$138	\$178.21	29.14%
ribavirin tablet	90	\$61.20	\$78.57	28.38%
ritonavir tablet	90	\$89.10	\$465.62	422.59%
sildenafil citrate	18	\$3.78	\$20.96	454.50%
sirolimus	90	\$209.70	\$704.56	235.98%
sofosbuvir/velpatasvir	28	\$7,793.52	\$8,160.00	4.70%
tacrolimus	90	\$13.50	\$17.77	31.63%
tadalafil tablet	18	\$2.88	\$64.11	2,126.04%
temozolomide	90	\$1,242.00	\$15,332.32	1,134.49%