

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Myers</i>	DATE <i>2-24-10</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>100355</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>Cleaved approval letter attached.</i> 	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>3-5-10</i> DATE DUE _____ <input type="checkbox"/> FOIA DATE DUE _____ <input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

PAUL DAVID BUNN, MD
MYRTLE BEACH ENDOCRINOLOGY

The Mayfair Building
1039 44th Avenue North, Suite 204
Myrtle Beach, South Carolina 29577

Phone: 843-839-3950
Fax: 843-839-3955

RECEIVED

FEB 24 2010

Department of Health & Human Services
OFFICE OF THE DIRECTOR

February 22, 2010

Ms. Emma Forkner, Director
South Carolina Department of Health and Human Resources
PO Box 8206
Columbia, SC 29202-8205

RE: Dispense as Written Code for Brand
Medically Necessary Prescriptions

Dear Ms. Forkner:

I am writing to you to express my concerns about the latest Medicaid Bulletin, in which you gave new directions on how to obtain brand product for Medicaid recipients.

For more than thirty years, I have been a Medicaid provider, because I felt that it was my medical duty to provide care to these fine people. However, your rules and regulations are becoming more and more demanding and require more and more time, not only from me, but from my staff.

The latest of these, for which I have to get a number for pre-authorization, then pre-authorize and then, on my prescription, have to write Brand Product Medically Necessary, rather than just Brand Necessary is just one more example of the concerns that I have. If you fail to revise this onerous requirement, I shall be forced to reconsider whether or not I will continue to accept Medicaid.

I look forward to your consideration of this manner and I think it would be appropriate if you could reply to this letter to advise me of your deliberations.

Sincerely,



PAUL D. BUNN, MD

PDB/aml

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

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Dept. of Health
& Human Services

FEB 25 2010
Bureau of
Health Services

PAUL DAVID BUNN, MD
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Sincerely,



PAUL D. BUNN, MD

PDB/aml

February 26, 2010

Paul D. Bunn, M.D.
Myrtle Beach Endocrinology
1039 44th Avenue North, Suite 204
Myrtle Beach, South Carolina 29577

Dear Dr. Bunn:

Thank you for the recent letter regarding your concerns as they relate to the Dispense as Written (DAW) Medicaid Bulletin for dates of service on or after February 17, 2010.

The hand written statement on a prescription by the providing physician of "brand medically necessary" is actually a federal regulation that the South Carolina Department of Health and Human Services (SCDHHS) must follow. This rule must remain in place so that we will be in compliance with the Centers of Medicare and Medicaid (CMS) required guidelines.

We hope that you will continue to treat our Medicaid recipients since you have been an active member with the program for over thirty (30) years. We do appreciate your support and participation.

Sincerely,



Melanie "BZ" Giese, RN
Bureau Director of Health Services

MG/WS