

173-71-07.3

**Total amount to charge a participant.**

- (A) Subject to paragraph (B) of this rule, the amount that a participating pharmacy may charge a participant for a quantity of a drug purchased under the program is established in accordance with all of the following:
- (1) For a drug that is not included in a manufacturer agreement, the participating pharmacy shall charge the participant an amount that is computed according to the drug's base price established under section 173.74 of the Revised Code.
  - (2) For a drug that is included in a manufacturer agreement, the participating pharmacy shall charge a participant an amount that is computed by subtracting from the base price of the drug (established under section 173.74 of the Revised Code) the amount of the manufacturer payment that applies to the transaction, ~~as established~~ under division (A) of section 173.812 of the Revised Code.
  - (3) The participating pharmacy or the drug mail-order system shall charge a participant the administrative fee when a drug is dispensed by the participating pharmacy or the drug mail-order system.
  - (4) If the terms of a participating pharmacy agreement state that a participating pharmacy shall charge a participant a professional fee when a drug is dispensed by the participating pharmacy, the participating pharmacy shall charge a participant the amount of the professional fee pursuant to the agreement.
  - (5) If the drug is dispensed through the drug mail-order system, the drug mail-order system shall not charge the participant a professional fee.
- (B) When a quantity of a drug is purchased by a participant, the participating pharmacy or the drug mail-order system dispensing the drug shall charge the lesser of the amount that applies to the transaction, as established in accordance with paragraph (A) of this rule, or the usual and customary charge that otherwise would apply to the transaction. When a drug is purchased at the usual and customary charge pursuant to division (B) of section 173.75 of the Revised Code, the transaction is not subject to sections 173.71 to 173.91 of the Revised Code as the purchase or dispensing of a drug under the program.
- (C) ODA shall report the following to each participating pharmacy and the drug mail-order system in a manner enabling the participating pharmacy and the drug mail-order system to comply with section 173.75 of the Revised Code:

- (1) For each drug included in the program, the amount that a participating pharmacy or the drug mail-order system may charge a participant under division (A)(1) or (A)(2) of section 173.75 of the Revised Code; and,
- (2) The administrative fee specified by rule 173-71-07.2 of the Administrative Code that a participating pharmacy or the drug mail-order system shall charge a participant.

Effective: 01/01/2009

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CERTIFIED ELECTRONICALLY

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Certification

12/22/2008

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Date

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