NEW YORK STATE OF OPPORTUNITY. | **Department of Health**

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Update to Pharmacy Dispensing of Non-Prescription Orders

New York State (NYS) law and regulation allow some drugs (i.e., emergency contraception and at-home COVID-19 test kits) to be dispensed to a patient without a patient-specific prescription or fiscal order from their practitioner. **Effective June 22, 2023, NYRx, the Medicaid Pharmacy Program, will now require the dispensing pharmacy's National Provider Number (NPI) to be submitted in the prescriber field for applicable non-prescription orders**. This guidance supersedes the [January 2022](#) Medicaid Update article advising to leave the prescriber field blank for applicable products. This change does not apply to standing orders where practitioners authorize the dispensing or administration of select therapies (i.e., naloxone and vaccines). See below for details for non-patient specific orders.

A pharmacy, in compliance with NYS law and regulations, may dispense and submit a claim when the following *all* apply:

- a Medicaid fee-for-service (FFS) member/enrollee specifically requests the item on the date of service;
- a pharmacy submits one course of therapy with no refills; *and*
- the drug item(s) are dispensed according to:
  - Food and Drug Administration (FDA) guidelines,
  - NYS laws, rules, and regulations, as well as,
  - Medicaid Policy

Medicaid FFS Billing Instructions

Providers should:

1. enter a value of **"5"** in the Prescription Origin Code field 419-DJ to indicate pharmacy dispensing;
2. enter a value of **"99999999"** in the Serial Number field 454-EK; *and*
3. <mark>prescriber identification field 411-DB submitted with dispensing pharmacy's National Provider Identification (NPI) number.</mark>

Questions and Additional Information:

- NYS Medicaid FFS claim questions should be directed to the eMedNY Call Center at (800) 343-9000.
- NYS Medicaid FFS Pharmacy coverage and policy questions should be directed to the Medicaid Pharmacy Policy Unit by telephone at (518) 486-3209 or by email at NYRx@health.ny.gov.