



DEPARTMENT OF VETERANS AFFAIRS  
Office of General Counsel  
PO Box 76  
Hines IL 60141

October 29, 1993

in Reply Refer To: 025NAC

RE: Implementation of Veterans Health Care Act of 1992,  
Section 603

Dear IV Solution Manufacturer:

We have received your report of the non-Federal Manufacturer Prices (non-FAMPs) and Federal ceiling prices (FCPs) applicable to your covered IV solutions during 1993. As you know, the Department of Veterans Affairs' (VA's) decision that certain IV solutions were included within the definition of covered drugs under the above Statute (P.L. 102-585) was issued on April 22, 1993. Based upon the industry conference which we conducted at Hines, Illinois, and the many inquiries which we had received by telephone, VA expected that implementation of the Law with regard to covered IV solutions would be quickly accomplished, at least by May 15, 1993.

Although it took several months for all IV solution manufacturers to report their annual data and implement the Law for covered IV solutions, VA has determined that the ceiling prices became effective on May 15, 1993. Therefore, we ask that you credit or refund to any ordering activity of VA, DoD or PHS the difference between the FCP of a covered IV solution and any higher price charged, from May 15 to the present.

Thank you for your cooperation in implementing P.L. 102-585.

Sincerely yours,

A handwritten signature in cursive script, reading "M. A. Noel, Jr.", is written over the typed name.

Melbourne A. Noel, Jr.  
Government Trial Attorney

cc: Assistant General Counsel (025)  
Chief, Drugs & Pharmaceutical Products Management (119D)  
Chief, Pharmaceutical Products Division (90N-E)