CMS Part D Audit Report

Auditing Results (Public Website Version)

Date Report Generated: 9/30/2008

Contract Number: All, Chapter: All, Element: All, Finding: Not Met, Auditor: All

Findings: Not Met
Contract Number: S4496
Audit ID: 2481
Part D Sponsor Name: AMERIHEALTH HMO, INC.

Audit Guide Version: PDP Sponsor Part D Audit Guide Version 1
Auditing Element: CN03
Audit Type: Focused
Audit Location: Desk Review
Date Report Issued: 2/28/2008
Date Report Due: 4/13/2008
Element Accepted Date:
Element Release Date:
Element Projected Completion Date: 2/15/2008

3 Year Reporting Cycle: 1/1/2007 - 12/31/2009
Estimated Visit Start Date: 8/6/2007
Estimated Visit Start Date: 2/28/2008
Actual Visit Start Date: 8/6/2007
Actual Visit End Date: 2/28/2008
Part D Sponsor Response Received Date:
Part D Sponsor Response Due Date: 4/13/2008
CAP Release Date:
CAP Accepted Date:

Requirement:

Required Contract Provisions: PBM - The Part D sponsor¿s written contracts with PBMs must comply with all CMS requirements.

Reference:

42 CFR § 423.505(e)(2); § 423.505(g)(1)(i); § 423.505(i)(2-5); PDP Solicitation

Deficiencies:

Contract between FutureScripts Secure and Argus does not meet all of the CMS requirements.

Corrective Action Required:

In the contract between FutureScripts Secure and Argus, the CMS required provision that states "if the subcontractor will establish the pharmacy network or select pharmacies to be included in teh network, the contract must contain language that the Part D sponsor retains the right to approve, suspend or terminate any arrangement with a pharmacy" is written in a way that FutureScripts Secure or CMS may make this determination instead of the Part D sponsor (reference Appendix 1 to Exhibit J section 6). In addition, the contract submitted was not signed by authorized representatives from either party to the agreement.