

### **Notice of Proposed Agency Action**

**SUBJECT:** MassHealth: Allowing IHS Facility Billing for Pharmacy Services

**AGENCY:** Massachusetts Executive Office of Health and Human Services (EOHHS), Office of Medicaid

EOHHS hereby announces that it will implement changes to its Medicaid state plan to include pharmacy services rendered by Indian Health Services (IHS) Facilities, including tribal facilities recognized under the federal 1975 Indian Self-Determination and Education Assistance Act (Public Law 93-638), as a service billable using the all-inclusive rate applicable to IHS Facilities under federal law. This change is expected to be effective May 15, 2025.

There is no anticipated fiscal impact to MassHealth associated with this change.

For further information, or to provide written comments regarding this action, contact Marie-France Noel at EOHHS, MassHealth Office of Providers and Pharmacy Programs, 100 Hancock Street, 6th Fl., Quincy, MA 02171 or [mariefrance.noel@mass.gov](mailto:mariefrance.noel@mass.gov). EOHHS specifically invites comments about the proposed action's effect on member access to care.

**Statutory Authority:** M.G.L. c. 118E; St. 2024, c. 140; 42 USC 1396a; 42 USC 1396b.

**Related Regulations:** 130 CMR 405; 101 CMR 304; 130 CMR 450; 42 CFR Parts 431 and 447; 25 CFR Part 900.

Posted: April 29, 2025