



**STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

New Hampshire Medicaid Program

To: NH Medicaid Enrolled Providers
From: NH Division of Medicaid Services
Date: March 14, 2025
Subject: Reminder of Claims Requirements for 340B Purchased Drugs

A recent claims review found that some 340B Drug Pricing Program covered entities were billing Medicaid for 340B purchased drugs. Per Federal Regulation 42 USC 256b(a)(5)(A)(i), duplicate discounts are prohibited. A duplicate discount occurs when Medicaid collects rebates from Manufacturers on drugs that were purchased under the 340B Program. It is the covered entities responsibility to prevent duplicate discounts.

To prevent duplicate discounts, NH Medicaid, Fee-For-Service and Managed Care does not allow covered entities to submit claims to NH Medicaid for 340B purchased drugs. NH Medicaid will deny J, Q, and S codes that require NDC information when the TB modifier is used.

Covered entities participating in the 340B Drug Pricing Program are required to maintain program integrity and keep accurate records to demonstrate compliance with all 340B Program requirements. Covered entities may be audited by manufacturers or the federal government. Non-compliance could result in the 340B covered entity being held responsible for refunding any discounts received. More information can be found on the [HRSA website](#).

If there are questions on how one of the NH Medicaid Managed Care Organizations (MCO) handles the above information, please reach out to your MCO provider representative.

If there are any questions on this notice, please contact the Provider Relations Unit at (603) 223-4774 or (866) 291-1674.

Thank you,

NH Medicaid Provider Relations