

Response to Public Comment
Part D Drug Management Program
CMS-10874, OMB 0938-1465

The 60-day comment period for the Part D Drug Management Program (DMP) Information Collection Request (ICR) closed on July 5, 2024. CMS received one public comment.

Comment: The commenter requested that CMS revise the Second Notice to include variable text to reference the date a limitation begins and ends, instead of stating that the limitation ends one year from the date of the notice. The commenter explained that they prefer to provide enrollees with information in advance, instead of on the effective date, and further explained that at times an updated notice may be required after a limitation has begun, in both cases making text specifically referencing “one year from the date of this notice” as inaccurate.

CMS response: CMS thanks the commenter for this feedback. CMS recognizes the need for flexibility when referencing limitation effective and end dates in the Second Notice, specifically when providing information to an enrollee prior to starting a limitation or when revising or updating a notice. Including variable text fields will provide sponsors with the flexibility needed to ensure that dates referenced in the Second Notice are accurate. For these reasons, CMS will revise the Second Notice to include variable text to reference the effective and end dates for limitations.