

## Subject: New Montana Drug Formulary Rule Adoption

Effective January 1, 2019, the Montana Department of Labor and Industry has adopted new workers' compensation formulary rules which incorporate the October 2018 edition of the Official Disability Guidelines (ODG) "N" & "Y" drug list. The newly adopted rules include Montana ARM [24.29.1601](#), [.1607](#), [.1616](#), [.1624](#), [.1631](#), [.1645](#), and [.1648](#), as well as adopted amendments to ARM [24.29.1401A](#), [24.29.1591](#), [24.29.1595](#), and [24.29.1596](#).

### The Impact

The new rules apply to dates of injury on or after April 1, 2019 for the state of Montana. Claims filed before April 1, 2019 will be designated "legacy claims" and will become effective under the new formulary on April 1, 2020.

Pursuant to the formulary, prior authorization for an injury-appropriate medication is not required as follows:

- (a) the medication is listed as "Y" on the formulary
- (b) the medication is listed as "N" on the formulary, and the prescription is:
  - (i) written within seven days of the occurrence of the workplace injury; and
  - (ii) limited to a maximum of a seven-day supply of the medication.

Pursuant to the formulary, prior authorization for a medication is required as follows:

- (a) the medication is listed as "N" on the formulary;
- (b) the medication is not listed on the formulary;
- (c) the medication is experimental or investigational; or
- (d) the medication is a compound, even if all the components of the compound are listed as "Y" medications on the formulary.

The First Script Smart Prior Authorization process has been configured to address these state formulary rules effective April 1, 2019 and will provide authorization guidance for identified drugs falling under the new requirements.

For additional information, please contact your Account Manager or Account Pharmacist.