

AMENDMENT 3

**AGREEMENT
BETWEEN
DEPARTMENT OF VETERANS AFFAIRS
VETERANS HEALTH ADMINISTRATION
AND
DEPARTMENT OF HEALTH AND HUMAN SERVICES
INDIAN HEALTH SERVICE
FOR
REIMBURSEMENT FOR DIRECT HEALTH CARE SERVICES**

In accordance with paragraph E. of Section X. GENERAL PROVISIONS and notwithstanding Amendments 1 and 2, effective on the date when this Amendment is signed by the last party:

1. Paragraph E. of Section VII. REIMBURSEMENT FOR DIRECT CARE SERVICES is amended to read as follows:

E. Pharmacy Services. To the extent pharmaceuticals are reimbursable under this Agreement, VA shall reimburse IHS as follows:

1. Formulary. VA shall reimburse IHS only for pharmaceutical drugs on the formulary used by VA in accordance with National VHA policy and applicable Veterans Integrated Service Network (VISN) and local VA Medical Center (VAMC) policy for medication orders. The Pharmacy Benefits Management Services (<http://www.pbm.va.gov/nationalformulary.asp>) webpage contains the VA National Formulary. Requests for reimbursement of pharmaceutical drugs not on the VA formulary shall be submitted by IHS for approval by VA in advance of the request for reimbursement to the local VAMC Pharmacy (as specified in the VA-IHS/THP Provider Guide) and will be processed by VA in accordance with VA policy on non-formulary drugs. If IHS is requesting reimbursement for a VA Non-Formulary pharmaceutical, IHS must attach the approval documentation with the submitted pharmacy claims.
2. Outpatient Pharmacy Services. VA shall reimburse the actual cost paid by IHS for the drugs for outpatient emergent need prescriptions or other outpatient prescriptions provided through the IHS facility to Eligible AI/AN Veterans. This includes reimbursement for long term prescriptions (prescriptions for more than a 30-day supply).

2. Section XII. PERIOD OF AGREEMENT is amended to read as follows:

XII. PERIOD OF AGREEMENT

This Agreement is effective from December 5, 2012, through June 30, 2022. Either Party may cancel this Agreement upon 60 days written notice. VA obligations under this agreement shall be subject to the availability of appropriated funds.

ACCEPTED:

DEPARTMENT OF VETERANS AFFAIRS
VETERANS HEALTH ADMINISTRATION

By: /Carolyn M. Clancy/
Carolyn M. Clancy, M.D.
Executive in Charge

Date: 6/11/18

ACCEPTED:

DEPARTMENT OF HEALTH AND
HUMAN SERVICES
INDIAN HEALTH SERVICE

By: /Michael D. Weahkee/
RADM Michael D. Weahkee
Acting Director

Date: 29 JUN 2018