
42 C.F.R. § 423.56

Procedures to determine and document creditable status of prescription drug coverage.

(a) *Definition.* Creditable prescription drug coverage means any of the following types of coverage listed in paragraph (b) of this section only if the actuarial value of the coverage equals or exceeds the actuarial value of defined standard prescription drug coverage under Part D in effect at the start of such plan year, not taking into account the value of any discount or coverage provided during the coverage gap, and demonstrated through the use of generally accepted actuarial principles and in accordance with CMS guidelines.

(b) *Types of coverage.* The following coverage is considered creditable if it meets the definition provided in paragraph (a) of this section:

- (1) Prescription drug coverage under a PDP or MA-PD plan.
- (2) Medicaid coverage under title XIX of the Act or under a waiver under section 1115 of the Act.
- (3) Coverage under a group health plan, including the Federal employees health benefits program, and qualified retiree prescription drug plans as defined in section 1860D-22(a)(2) of the Act.

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