



Center for Medicaid and State Operations

December 17, 2008

TO: Drug Rebate Technical Contacts
FROM: Medicaid Drug Rebate Program
SUBJECT: Deleted Products-Immediate Action Required

The FDA has determined that the following active ferrous sulfate NDCs are dietary supplements; therefore, the NDCs do not meet the definition of a covered outpatient drug as defined in Section 1927(k) of the Social Security Act and are subsequently no longer eligible for inclusion in the rebate program. **Consequently, these NDCs should be deleted from your state Medicaid Drug Rebate system as of the date of this notice.** The labelers of these products are responsible for paying rebates on any of these NDCs that were dispensed prior to the date of this notice. In addition, states should be aware that the fourth quarter 2008 tape to states will be the last quarterly tape that will include these NDCs in order to facilitate rebate billing for any utilization that occurred in good faith prior to the date of this notice. However, states are reminded that no Federal Financial Participation will be available for these drugs after the date of this notice for purposes of the Medicaid Drug Rebate Program.

Please note that this list does not include comparable NDCs with termination dates that are equal to a date earlier than the date of this notice. As the last lot shelf life date (i.e. termination date) for such NDCs has already passed, the products aren't being included here since states should have previously ceased payment of those NDCs as of those termination dates.

| NDC | Product Name |
|------------|--|
| 00182-1381 | FER-GEN-SOL LIQUID DROPS 7.MG/0.3ML |
| 00259-0291 | NU-IRON 150 CAPSULES |
| 00536-0710 | FER IRON DROPS |
| 10267-1994 | IRON-FOLIC 500 TABLETS |
| 24385-0528 | FERROUS SULFATE SLOW |
| 49348-0180 | IRON B/PAK 325MG |
| 49348-0607 | IRON TABLETS, SLOW RELEASE |
| 50383-0630 | FERROUS SULFATE SOLUTION DROPS |
| 50383-0778 | FERROUS SULFATE ELIXIR |
| 51645-0760 | FERROUS SULFATE 325MG TABLETS FC (GREEN) |
| 68308-0910 | IRON CHEWS |