

**NOTICE AND OPPORTUNITY FOR PUBLIC COMMENT:  
NC MEDICAID EXEMPTION FOR HIV MEDICATION CO-PAYMENTS  
(SPA 23-0042)**

Pursuant to 42 CFR 447.57(c), the Department of Health and Human Services, Division of Health Benefits hereby provides notice of its intent to exempt anti-retroviral (ARV) medications used to treat HIV for the purpose of reducing viral load from Medicaid co-payments. This exemption will apply to all eligibility groups.

The exemption intends to ensure those living with HIV transitioning from the HIV Medication Assistance Program to Medicaid coverage under expansion do not face new financial barriers for their medications. It also benefits current Medicaid enrollees living with HIV who pay co-payments for ARV medications. Additionally, the exemption supports public health efforts to reduce the transmission of HIV.

This change will become effective November 1, 2023.

The estimated fiscal impact of this change is as follows:

- SFY 2024: \$33,729
- SFY 2025: \$51,146

Questions, comments, and requests for copies of the proposed State Plan amendment should be directed to the Division of Health Benefits via email to [MedicaidRulesComments@dhhs.nc.gov](mailto:MedicaidRulesComments@dhhs.nc.gov) or to the address listed below.

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<https://medicaid.ncdhhs.gov/meetings-notice/medicaid-state-plan-public-notice>