

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
Jacob K. Javits Federal Building
26 Federal Plaza
Room 37-100
New York, New York 10278-0063



September 22, 2009

Deborah Bachrach
Deputy Commissioner
Office of Health Insurance Programs
New York State Department of Health
Corning Tower - Empire State Plaza
Room 1441
Albany, New York 12237

Dear Ms. Bachrach:

We have completed our review of New York State Plan Amendment submittal 09-58, "Third Party Compliance with Section 6035 of the DRA" (Supplement to Attachment 4.22) and find it acceptable for incorporation into New York's Medicaid Plan, effective April 1, 2009. Enclosed please find copies of State Plan Amendment 09-58 and Form CMS-179.

If you have any questions or wish to discuss this further, please contact Patricia Ryan of my staff at 212-616-2436.

Sincerely,

/S/

Sue Kelly
Associate Regional Administrator
Division of Medicaid and Children's Health

Enclosures