



Refer to DMCH: SJ

Region II
Federal Building
26 Federal Plaza
New York, N.Y. 10278

August 9, 2011

Jason A. Helgerson
Deputy Commissioner
New York State Department of Health
Corning Tower, Empire State Plaza
Albany, New York 12237

Dear Commissioner Helgerson:

This is to notify you that New York State Plan Amendment (SPA) #09-43-A has been approved for adoption into the State Medicaid Plan with an effective date of September 1, 2009. The SPA provides smoking cessation counseling services for pregnant women provided by general hospital outpatient departments for dates of service on and after September 1, 2009. In addition, payments to providers for the following services will be based on fees or rates established by the Department of Health: wheelchair evaluations, eyeglass dispensing, individual psychotherapy services provided by licensed social workers to persons under the age of 19, and to persons requiring such services as a result of or related to pregnancy or giving birth, and individual psychotherapy services provided by social workers at freestanding clinics that provided, billed for, and received payment for such services between January 1, 2007 through December 31, 2007.

This SPA approval consists of 2 Pages. We are approving the following Pages which were submitted with the State's July 13, 2011 electronic submission to the CMS SPA Mailbox: Attachment 4.19-B-Pages 1(l), and 1(l)(i). These pages replace the various copies of these 2 pages which had been submitted earlier by the State. In addition, we are using the revised HCFA-179 which was submitted by the State on July 29, 2011.

This amendment satisfies all of the statutory requirements at sections 1902(a)(13) and (a)(30) of the Social Security Act, and the implementing regulations at 42 CFR 447.250 and 447.272. Enclosed are copies of SPA #09-43-A and the HCFA-179 form, as approved.

If you have any questions or wish to discuss this SPA further, please contact Ricardo Holligan or Shing Jew of this office. Mr. Holligan may be reached at (212) 616-2424, and Mr. Jew's telephone number is (212) 616-2426.

Sincerely,

/s/

Ricardo Holligan
Acting Associate Regional Administrator
Division of Medicaid and Children's Health

Enclosure: SPA #09-43-A
HCFA-179 Form

CC: JUlberg
PMossman
KKnuth
RWeaver
LTavener
AHiggs
GCritelli
MSamuel
SJew