

Table of Contents

State/Territory Name: New York

State Plan Amendment (SPA) #: 12-0002

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
New York Regional Office
26 Federal Plaza, Room 37-100
New York, NY 10278



DIVISION OF MEDICAID AND CHILDREN'S HEALTH OPERATIONS

DMCHO: JH:SPA-NY-12-0002-Approval

November 7, 2017

Jason A. Helgeson
State Medicaid Director
Deputy Commissioner
Office of Health Insurance Programs
NYS Department of Health
Empire State Plaza
Corning Tower (OCP-1211)
Albany, NY 12237

Dear Commissioner Helgeson:

This is to notify you that New York State Plan Amendment (SPA) #12-0002 has been approved for adoption into the State Medicaid Plan with an effective date of January 1, 2012. This SPA amends and updates the State's APG system for Freestanding Clinic services.

Enclosed are copies of the Plan Pages for SPA #12-0002 and the HCFA-179 form, as approved.

If you have any questions regarding this amendment, please call Joanne Hounsell at 212.616.2446 or e-mail at joanne.hounsell@cms.hhs.gov.

Sincerely,

A solid black rectangular box used to redact the signature of Michael Melendez.

Michael Melendez, LMSW
Associate Regional Administrator
Division of Medicaid and Children's Health Operations

Enclosures: HCFA-179 Form
State Plan Pages

cc: J. Ulberg
R. Deyette
P. LaVenja
M. Levesque

R. Weaver
R. Holligan
N. McKnight

S. Jew
J. Hounsell
M. Lopez

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

FOR: HEALTH CARE FINANCING ADMINISTRATION

1. TRANSMITTAL NUMBER:
12-0002

2. STATE
New York

3. PROGRAM IDENTIFICATION: **TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID)**

TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
January 1, 2012

5. TYPE OF PLAN MATERIAL (Check One):

☐ NEW STATE PLAN ☐ AMENDMENT TO BE CONSIDERED AS NEW PLAN ☒ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION:

**Section 1902(a)(30) of the Social Security Act and
42 CFR Part 447.204**

7. FEDERAL BUDGET IMPACT: (in thousands)

a. FFY 01/01/12-09/30/12 (\$10,444.34)

b. FFY 10/01/12-09/30/13 (\$13,925.79)

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 4.19-B: 2(g)(2), 2(g)(3), 2(g)(3.1), 2(g)(4)

9. PAGE NUMBER OF THE SUPERSEDED PLAN
SECTION OR ATTACHMENT (If Applicable):

Attachment 4.19-B: 2(g)(2), 2(g)(3), 2(g)(3.1), 2(g)(4)

10. SUBJECT OF AMENDMENT:

**January 2012 Freestanding Clinic APG Weight Adjustments
(FMAP = 50%)**

11. GOVERNOR'S REVIEW (Check One):

☒ GOVERNOR'S OFFICE REPORTED NO COMMENT

☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

☐ OTHER, AS SPECIFIED:

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME: **Jason A. Helgeson**

14. TITLE: **Medicaid Director
Department of Health**

15. DATE SUBMITTED:

MAR 27 2012

16. RETURN TO:

**New York State Department of Health
Division of Finance & Rate Setting
99 Washington Ave - One Commerce Plaza
Suite 1432
Albany, NY 12210**

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED:

18. DATE APPROVED:

NOVEMBER 07, 2017

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

JANUARY 01, 2012

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME:

MICHAEL MELENDEZ

22. TITLE:

DIVISION OF MEDICAID & CHILDREN'S HEALTH

RATOR

23. REMARKS:

**New York
2(g)(2)**

APG Reimbursement Methodology – Freestanding Clinics

The following links direct users to the various definitions and factors that comprise the APG reimbursement methodology, which can also be found in aggregate on the APG website at http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm. In addition, prior period information associated with these links is available upon request to the Department of Health.

Contact Information:

http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm Click on "Contacts."

3M APG Crosswalk*:

http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm Click on "3M Versions and Crosswalks," then on "3M APG Crosswalk" toward bottom of page, and finally on "Accept" at bottom of page.

APG Alternative Payment Fee Schedule; updated as of 01/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Alternative Payment Fee Schedule."

APG Consolidation Logic; logic is from version of 4/1/08, updated as of 10/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/bundling/ Click on "2011."

APG 3M Definitions Manual; version [3.4 updated as of 07/01/10; 3.5 updated as of 01/01/11; 3.6 updated as of 07/01/11] 3.7 updated as 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "3M Versions and Crosswalk."

APG Investments by Rate Period; updated as of 07/01/10:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Investments by Rate Period."

APG Relative Weights; updated [quarterly 07/01/10 through 10/01/11] as of 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Weights, Proc Weights, and APG Fee Schedule Amounts."

Associated Ancillaries; updated as of 07/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm Click on "Ancillary Policy."

*Older 3M APG crosswalk versions available upon request.

TN	<u> #12-0002 </u>	Approval Date	<u> 11/07/2017 </u>
Supersedes TN	<u> #10-0018 </u>	Effective Date	<u> 01/01/2012 </u>

**New York
2(g)(3)**

Carve-outs; updated as of [01/01/11 and 04/01/11] 01/01/12. The full list of carve-outs is contained in Never Pay APGs and Never Pay Procedures:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Carve Outs."

Coding Improvement Factors (CIF); updated as of [quarterly 10/01/10 through 07/01/11] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "CIFs by Rate Period."

If Stand Alone, Do Not Pay APGs; updated 01/01/11, 04/01/11 and 07/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "If Stand Alone, Do Not Pay APGs."

If Stand Alone, Do Not Pay Procedures; updated as of 04/01/11:

http://www.health.state.ny.us/health_care/medicaid/rates/methodology/index.htm Click on "If Stand Alone, Do Not Pay Procedures."

Modifiers; updated quarterly 07/01/10 through 10/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Modifiers."

Never Pay APGs; updated as of 07/01/10, 01/01/11 and 07/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Never Pay APGs."

Never Pay Procedures; updated as of [07/01/10, 01/01/11, 04/01/11 and 07/01/11] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Never Pay Procedures."

No-Blend APGs; updated as of 04/01/10:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "No Blend APGs."

No-Blend Procedures; updated as of 01/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "No-Blend Procedures."

No Capital Add-on APGs; updated 10/01/10, 01/01/11 and 04/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "No Capital Add-on APGs."

TN #12-0002

Approval Date 11/07/2017

Supersedes TN #10-0018

Effective Date 01/01/2012

New York
2(g)(3.1)

No Capital Add-on Procedures; updated as of [01/01/11] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "No Capital Add-on Procedures."

**Non-50% Discounting APG List; updated as of [07/01/10, 07/01/11 and 10/01/11]
01/01/12:**

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Non-50% Discounting APG List."

Rate Codes Carved Out of APGs; updated as of [01/01/11] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on
"Rate Codes Carved Out of APGs for Article 28 facilities."

Rate Codes Subsumed by APGs; updated as of 01/01/11 and 07/01/11:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Rate Codes Subsumed by APGs – Freestanding Article 28."

Statewide Base Rate APGs; updated as of [01/01/11 and 04/01/11] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Statewide Base Rate APGs."

Packaged Ancillaries in APGs; updated as of [04/01/10] 01/01/12:

http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm Click on "Packaged Ancillaries in APGs."

TN #12-0002

Approval Date 11/07/2017
01/01/2012

Supersedes TN #10-0018

Effective Date

New York
2(g)(4)

Freestanding Clinic and Ambulatory Surgery Centers APG Base Rate Table

Peer Group	Region	Rate Start Date	Base Rate Updated [through 07/01/11] as of 01/01/12
Academic Dental	Downstate	09/01/09	[\$162.12] <u>\$155.38</u>
Academic Dental	Upstate	09/01/09	[\$155.72] <u>\$147.64</u>
Ambulatory Surgery Centers	Downstate	09/01/09	\$113.92
Ambulatory Surgery Centers	Upstate	09/01/09	\$99.15
Clinic ²	Downstate	09/01/09	[\$170.66] <u>\$162.19</u>
Clinic ²	Upstate	09/01/09	[\$143.03] <u>\$135.92</u>
Clinic MR/DD/TBI ¹	Downstate	09/01/09	[\$204.80] <u>\$194.62</u>
Clinic MR/DD/TBI ¹	Upstate	09/01/09	[\$171.63] <u>\$163.11</u>
Renal	Downstate	09/01/09	[\$152.73] <u>\$141.29</u>
Renal	Upstate	09/01/09	[\$138.61] <u>\$126.82</u>
School-Based Health Center (SBHC) ²	Downstate	09/01/09	[\$170.66] <u>\$162.19</u>
School-Based Health Center (SBHC) ²	Upstate	09/01/09	[\$143.03] <u>\$135.92</u>
Statewide Base Price ³	Statewide	01/01/11	[\$165.00] <u>\$160.00</u>

¹Mentally retarded/developmentally disabled/traumatic brain injured.

²For Clinic and School-Based Health Center (SBHC), while they share the same base payment rates, please note that their rate codes differ.

³Statewide Base Price is not a service but used for APGs which do not have a payment differentiation for upstate and downstate providers.

Freestanding Clinic and Ambulatory Surgery Center Medicaid rates can be found at the Department of Health's website at:

http://www.health.ny.gov/health_care/medicaid/rates/apg/baserates.htm

TN #12-0002

Approval Date 11/07/2017

Supersedes TN #10-0018

Effective Date 01/01/2012