

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-14-26
Baltimore, Maryland 21244-1850



Center for Medicaid, CHIP and Survey & Certification

September 29, 2010

Donna Frescatore
Medicaid Director & Deputy Commissioner
State of New York Department of Health
Corning Tower
Empire State Plaza
Albany, NY 12237

Dear Ms. Frescatore:

We have reviewed New York State Plan Amendment (SPA) 10-10, Prescribed Drugs, received in the Regional Office on March 31, 2010. This amendment establishes a state specific supplemental agreement and allows the State to negotiate supplemental rebates with pharmaceutical manufacturers for Medicaid covered outpatient drugs. We are pleased to inform you that the amendment is approved, effective January 1, 2010.

A copy of the pages approved for incorporation into the New York's State Plan will be forwarded by the New York Regional Office. If you have any questions regarding this request, please contact Angel Davis at (410) 786-4693.

Sincerely,

/s/

Larry Reed
Director
Division of Pharmacy

cc: Sue Kelly, ARA New York Regional Office
Ana Balbuena, New York Regional Office