

Department of Health & Human Services
Centers for Medicare & Medicaid Services
26 Federal Plaza, Room 37-100 North
New York, NY 10278



July 6, 2011

Jason A. Helgerson,
Medicaid Director
Office of Health Insurance Programs
New York State Department of Health
Corning Tower
Empire State Plaza
Albany, New York 12237

Dear Mr. Helgerson:

The New York State Plan Amendment (SPA) 11-78, received in our office on June 15, 2011 has been approved. This SPA implements the Medicaid payment provision Section 6505, of the Affordable Care Act, entitled “Prohibition on Payments to Institutions or Entities Located Outside of the United States”. This provision requires that the State does not provide any payments for items or services provided under the State plan or under a waiver to any financial institution or entity located outside of the United States.

Please note the approval date of this SPA is July 6, 2011 and the effective date is June 1, 2011. Enclosed please find copy of the approved pages for the State Plan Amendment 11-78 and the signed CMS179 form.

If you have any questions, please contact Ana J. Balbuena at (212) 616-2410.

Sincerely,

/s/

Michael Melendez
Associate Regional Administrator
Division of Medicaid and Children’s Health