



## Department of Health

**KATHY HOCHUL**  
Governor

**JAMES V. McDONALD, M.D., M.P.H.**  
Commissioner

**JOHANNE E. MORNE, M.S.**  
Acting Executive Deputy Commissioner

September 14, 2023

Dear Health Clinic Administrator:

Pursuant to our tribal consultation policy, enclosed please find a summary of each proposed amendment to the New York State Plan. We encourage you to review the enclosed information and use the link below to also view the plan pages and Federal Public Notices for each proposal. Please provide any comments or request a personal meeting to discuss the proposed changes within two weeks of the date of this letter.

[https://www.health.ny.gov/regulations/state\\_plans/tribal/](https://www.health.ny.gov/regulations/state_plans/tribal/)

We appreciate the opportunity to share this information with you and if there are any comments or concerns, please feel free to contact Regina Deyette, Medicaid State Plan Coordinator, Office of Health Insurance Programs at 518-473-3658.

Sincerely,

/S/

Amir Bassiri  
Medicaid Director  
Office of Health Insurance Programs

Enclosures

cc: Sean Hightower  
US Dept. of Health and Human Services

Nancy Grano  
CMS Native American Contact

Michele Hamel  
NYSDOH American Indian Health Program

**SUMMARY**  
**SPA #23-0072**

This State Plan Amendment proposes to continue certified public expenditures (CPEs) reimbursement methodology for School Supportive Health Services. The Department also proposes to expand the Preschool/School Supportive Health Services Program (SSHSP) to include services provided to Medicaid-enrolled students without Individualized Education Plans (IEPs) under 'free care' option (ref. SMD letter 14-0006).

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New York  
2(xii)(L)

**1905(a)(4)(b) Early and Periodic Screening, Diagnostic and Treatment services**

Services ~~may~~ will be provided by:

- a New York State licensed and registered psychiatrist, qualified in accordance with 42 CFR Section 440.50(a) and other applicable state and federal law or regulations, acting within his or her scope of practice under NYS law; or
- a New York State licensed and registered psychologist, qualified in accordance with 42 CFR Section 440.60(a) and other applicable state and federal law or regulations, acting within his or her scope of practice under NYS law.

Services ~~may~~ will be rendered in ~~the settings in which the child's IEP will be implemented,~~ including but not limited to Article 28 facilities, Board of Cooperative Educational Services (BOCES) programs, approved preschool programs, public schools, approved private schools, Section 4201 schools, state operated schools, in private practitioner's offices, and/or in community based settings.

**7. Medical Evaluations**

**Definition:** Medical evaluations outlined in this section of the State Plan are available to Medicaid-eligible beneficiaries under 21 years of age, who are eligible for Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) services and for whom services are medically necessary. These services are provided in accordance with 42CFR Section 440.50(a), 440.60(a), and 440.166(a).

**Services:** Medically necessary EPSDT services are health care, diagnostic services, treatments, and other measures to correct or ameliorate physical defects, mental illnesses, and other disabilities.

Medical evaluations provided by or through: a school district; a county in the State or the City of New York must be performed by a physician, physician assistant, or nurse practitioner acting within the scope of his or her practice under New York State law. A medical evaluation must be included in the IEP as recommended by the Committee on Preschool Special Education (CPSE) or Committee on Special Education (CSE). If a medical evaluation is used to identify a child's health related needs as part of the IEP process, the evaluation is eligible for Medicaid coverage once the evaluation is reflected in the child's IEP.

A medical evaluation is the recording of:

- chief complaints;
- present illness;

TN #23-0072

Approval Date \_\_\_\_\_

Supersedes TN #17-0057

Effective Date July 1, 2023























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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

### PUBLIC NOTICE

#### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with Sections 368-d and 368-e of the Social Services Law. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, the Department of Health proposes to request federal approval to extend utilization of certified public expenditures (CPEs) reimbursement methodology for School Supportive Health Services. The Department also intends to request federal approval to include coverage of medical services under the Medicaid School Supportive Health Services Program (SSHSP) for all Medicaid-enrolled students, including those without an Individualized Education Plan.

The estimated annual net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$25 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

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Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

### PUBLIC NOTICE

#### New York City Deferred Compensation Plan and NYCE IRA

The New York City Deferred Compensation Plan & NYCE IRA (the "Plan") is seeking proposals from qualified vendors to provide Investment Consulting Services for the City of New York Deferred Compensation Plan. The Request for Proposals ("RFP") will be available beginning on Monday, June 12, 2023. Responses are due no later than 4:30 p.m. Eastern Time on Friday, June 30, 2023. To obtain a copy of the RFP, please visit the Plan's website at [www1.nyc.gov/site/olr/about/about-rfp.page](http://www1.nyc.gov/site/olr/about/about-rfp.page) and download and review the applicable documents.

*If you have any questions, please email them to:* Georgette Gestely, Director, at [RFPMail@nyceplans.org](mailto:RFPMail@nyceplans.org)

Consistent with the policies expressed by the City, proposals from certified minority-owned and/or women-owned businesses or proposals that include partnering arrangements with certified minority-owned and/or women-owned firms are encouraged. Additionally, proposals from small and New York City-based businesses are also encouraged.

### PUBLIC NOTICE

#### Department of State

F-2023-0357

Date of Issuance – June 28, 2023

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act (CZMA) of 1972, as amended.

The applicant has certified that the proposed activities comply with and will be conducted in a manner consistent with the federally approved New York State Coastal Management Program (NYSCMP). The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2023-0357, the applicant, Gina Yannucci, is proposing to remove existing fixed dock and floats and install a new 4' x 120' open grate catwalk leading to seasonal 3' x 30' ramp, 5' x 40' float, 15' x 15' float, and 6' x 12' jet ski float. Catwalk to be elevated 4' over tidal vegetation, supported by (22) 10" diameter piles, and floats will be chocked 24" off bottom. This project is located at 98 Old Field Road, Village of Old Field, Suffolk County, Conscience Bay

The applicant's consistency certification and supporting information are available for review at: <https://dos.ny.gov/system/files/documents/2023/06/f-2023-0357.pdf> or at <https://dos.ny.gov/public-notices>

The proposed activity would be located within or has the potential to affect the following Special Management or Regulated Area(s):

- Conscience Bay, Little Bay, & Setauket Harbor Significant Coastal Fish and Wildlife Habitat: [https://dos.ny.gov/system/files/documents/2020/03/conscience\\_bay\\_little\\_bay\\_setauket\\_harbor.pdf](https://dos.ny.gov/system/files/documents/2020/03/conscience_bay_little_bay_setauket_harbor.pdf)

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice or July 28, 2023.

*Comments should be addressed to:* Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. Electronic submissions can be made by email at: [CR@dos.ny.gov](mailto:CR@dos.ny.gov)

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

**SUMMARY**  
**SPA #23-0073**

This State Plan Amendment proposes to expand Applied Behavior Analysis services provided by New York State Licensed Behavior Analysts to all Medicaid eligible individuals, regardless of age. The current State Plan limits Applied Behavior Analysis services to individuals under 21 years of age.

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# MISCELLANEOUS NOTICES/HEARINGS

## Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311  
or visit our web site at:  
[www.osc.state.ny.us](http://www.osc.state.ny.us)

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

## PUBLIC NOTICE

Department of Civil Service

PURSUANT to the Open Meetings Law, the New York State Civil Service Commission hereby gives public notice of the following:

Please take notice that the regular monthly meeting of the State Civil Service Commission for July 2023 will be conducted on July 19 and July 20 commencing at 10:00 a.m. This meeting will be conducted at NYS Media Services Center, Suite 146, South Concourse, Empire State Plaza, Albany, NY with live coverage available at <https://www.cs.ny.gov/commission/>.

*For further information, contact:* Office of Commission Operations, Department of Civil Service, Empire State Plaza, Agency Bldg. One, Albany, NY 12239, (518) 473-6598

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to revise provisions of the Ambulatory Patient Group (APG) reimbursement methodology in accordance with the Public Health Law § 2807(2-a)(e). The following changes are proposed:

### Non-Institutional Services

Effective on or after July 1, 2023, the Ambulatory Patient Group (APG) reimbursement methodology is revised to include recalculated weight and component updates in order to update reimbursement for APG payments.

The estimated annual aggregate increase in gross Medicaid expenditures as a result of this proposed amendment is \$4 Million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at <http://www.health.ny.gov/regulations/>

state\_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
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Staten Island, New York 10301

*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with Social Services Law Section 365(a)(2)(jj). The following changes are proposed:

### Non - Institutional Services

Effective on or after July 1, 2023, pursuant to Social Services Law § 365-a(2)(jj), as added by section 1 of chapter 733 of the laws of 2022, applied behavior analysis provided by a person licensed, certified, or otherwise authorized to provide applied behavior analysis under article one hundred sixty-seven of the New York State Education Law will be added to Medicaid standard coverage for all enrollees when medically necessary.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$117 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

#### Long Term Care Services

Effective on or after July 1, 2023, the Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services related to temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$30 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, this notice proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are intended to benefit adolescents and young adults with the recent onset of a psychotic disorder, helping to prevent acute service use, reduce disability, and help young people with early psychosis stay on track with their goals for school, work, and relationships.

The estimated aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$4.8 million and \$6.4 million for state fiscal year 2025.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

**SUMMARY**  
**SPA #23-0075**

This State Plan Amendment proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP).

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New York  
3b-79

1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services

13.d Rehabilitative Services  
Coordinated Specialty Care Services

**Assurances:**

The State assures that all rehabilitative services are provided to, or directed exclusively toward the treatment of the Medicaid-eligible individual in accordance with section 1902(a)(10)(A)(i) of the Act.

The State assures that rehabilitative services do not include and FFP is not available for any of the following in accordance with section 1905(a)(13) of the Act:

- A. educational, vocational and job training services;
- B. room and board;
- C. habilitation services;
- D. services to inmates in public institutions as defined in 42 CFR §435.1010;
- E. services to individuals residing in institutions for mental diseases as described in 42 CFR §435.1010;
- F. recreational and social activities; and-
- G. services that must be covered elsewhere in the state Medicaid plan.

**Description:**

Coordinated Specialty Care (CSC) is an evidence-based practice service model recognized by the Substance Abuse and Mental Health Services Administration of the U.S. Department of Health and Human Services for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are services for adolescents and young adults with the recent onset of a psychotic disorder that are designed to reduce disability, restore functionality, and reduce acute service use.

CSC services are provided by a team of specialists who work with the beneficiary and their family to create a personalized treatment plan. CSC principles of care include shared decision-making, youth-friendly and welcoming environments, equity and inclusion, and flexible and accessible services to minimize barriers for young people who have difficulties engaging in treatment during initial psychosis symptom onset.

CSC Services are recommended by a licensed practitioner of the healing arts acting within the scope of their professional license and applicable New York State law, including licensed Physicians, Physician Assistants, Nurse Practitioners, Registered Professional Nurses, Psychologists, Licensed Clinical Social Workers (LCSW), Licensed Master Social Workers (LMSW) under the supervision of a LCSW, licensed psychologist or psychiatrist, Licensed Mental Health Counselors (LMHC), Licensed Marriage and Family Therapists (LMFT), Licensed Creative Arts Therapists (LCAT), and Psychoanalysts.

**Provider Qualifications:**

CSC services are provided by a multidisciplinary team of professional and paraprofessional staff under the supervision of professional staff.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-80

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Professional staff include the following licensed, permitted, or otherwise authorized individuals acting within NYS scope of practice laws: Physicians; Psychiatrists; Physician Assistants, Nurse Practitioners; Psychiatric Nurse Practitioners; Registered Professional Nurses; Licensed Practical Nurses; Psychologists, including Psychologists who have obtained a Master's degree in Psychology while under the supervision of a Licensed Psychologist; Licensed Clinical Social Workers; Licensed Master Social Workers; Social Workers who have obtained a Master's Degree in Social Work while under the supervision of a Licensed Clinical Social Worker, Licensed Psychologist, or Psychiatrist; Licensed Mental Health Counselors; Mental Health Counselors who have obtained a Master's Degree required for licensure and are supervised by a Psychologist, Licensed Clinical Social Worker, or a Licensed Mental Health Counselor; Licensed Marriage and Family Therapists; Licensed Creative Arts Therapists; and Licensed Occupational Therapists who meet the qualifications set forth in 42 CFR § 440.110(b)(2).

Professional staff also include Psychiatric Rehabilitation Practitioners certified by the Certification Commission of the Psychiatric Rehabilitation Association; Rehabilitation Counselors who have obtained a master's degree in rehabilitation counseling or are certified by the Commission on Rehabilitation Counselor Certification; and Therapeutic Recreation Specialists who have obtained a master's degree in therapeutic recreation or are certified by the National Council for Therapeutic Recreation Certification.

Paraprofessional staff must have obtained a bachelor's degree or have attained at least 18 years of age and a high-school diploma or equivalent.

CSC services are also provided by peer specialists, who are individuals who have lived experience with mental health challenges. Peer specialists must have attained at least 18 years of age, a high-school diploma or equivalent, and possess a New York State Peer Specialist certification or provisional certification or a New York State Youth Peer Advocate credential or provisional credential. The New York State Peer Specialist certification and Youth Peer Advocate credential requires the completion of specific training and ongoing training to maintain the certificate/credential. Peer specialists are supervised by competent mental health professionals, who are defined as a professional staff above.

**Staff Supervision and Training Requirements**

Professional staff provide supervision to the CSC team members in the provision of CSC Services. Professional staff supervision for paraprofessional staff occurs both formally, through direct supervision and consultation, as well as informally through regular team meetings, which are a hallmark of the CSC evidence-based practice model. All CSC providers, including professionals, paraprofessionals and peer specialists, are required to complete training in the CSC model and role-specific training.

**Services**

CSC services will be provided based upon the assessment of an individual's mental, physical and behavioral condition and history, which will be the basis for establishing a Person-centered Treatment Plan. CSC services will also be provided to collaterals, including family, and others significant in the individual's life, for the direct benefit of the beneficiary and in accordance with the individual's Treatment Plan.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-81

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

**Medically Necessary CSC Services include:**

- a. **Screening and Assessment Services:** Screening services are assessment services provided by professional staff to determine whether a beneficiary is experiencing first episode psychosis. Assessment services include a multi-disciplinary, continuous process of identifying an individual's strengths, barriers to achieving goals, and service needs, through the observation and evaluation of the individual's current mental, physical and behavioral health condition and history. Assessment services also include risk and safety assessments for suicide prevention and assessment of trauma and for any symptoms of post-traumatic stress disorder.

Practitioner Qualifications: Screening and Assessment services are provided by professional staff.

- b. **Person-centered Planning Services:** Person-centered Planning Services is a continuous process that engages each individual as an active partner in developing, reviewing, and modifying a course of treatment that supports the individual's progress toward recovery and accomplishing the individual's rehabilitation goals. Services also include safety planning for suicide prevention.

Practitioner Qualifications: Person-centered Planning services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- c. **Crisis Intervention Services:** Crisis Intervention Services are assessment, therapeutic, and rehabilitative services, including a safety assessment, safety planning, medication therapy, and counseling services to address acute distress and associated behaviors to ameliorate a mental health crisis.

Practitioner Qualifications: Crisis Intervention Services are provided by professional staff or paraprofessional staff under the supervision of professional staff. Medication therapy services delivered in a crisis visit are provided by a Physician, Psychiatrist, Physician Assistant, Nurse Practitioner, or Registered Professional Nurse.

- d. **Health Monitoring:** Health Monitoring is a diagnostic and therapeutic service involving the continued measurement of specific health indicators associated with increased risk of medical illness and early death. These indicators include, but are not limited to, blood pressure, body mass index (BMI), activity/ exercise level, substance use, and tobacco use.

Practitioner Qualifications: Health Monitoring services are provided by a Psychiatrist, Physician, Nurse practitioner, Psychiatric nurse practitioner, Physician Assistant, Registered nurse or Licensed practical nurse.

- e. **Medication Management Services:** Medication Management Services include a full range of medication services including supporting medication decision making using a shared decision making framework, prescribing and administering medication, evaluating the appropriateness of the individual's existing medication regimen, medication education, monitoring the effects of medication on the individual's mental and physical health, and counseling and skill development to support individuals in obtaining and self-administering medications and recognizing and coping with the side-effects of the medication(s).

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-82

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Practitioner Qualifications: Medication evaluation, prescription, administration, and education services are provided by a Physician or a Nurse Practitioner. Medication administration and education services are provided by a Physician, Nurse Practitioner, Physician Assistant, Registered Professional Nurse, or Licensed Practical Nurse. Counseling and skill development regarding medications are provided by professional or paraprofessional staff under the supervision of professional staff.

- f. **Psychoeducation, including Family Psychoeducation Services:** Psychoeducation is a psychosocial education service to assist individuals and their families or other identified collaterals recognize the onset of psychiatric symptoms and prevent, manage, or reduce such symptoms.

Practitioner Qualifications: Psychoeducation services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- g. **Integrated Dual Disorder Treatment:** Integrated Dual Disorder Treatment is a counseling service using an evidence-based practice model for integrating treatment of substance use disorder and mental health conditions. Services provide motivational interviewing, stage-wise interventions, cognitive-behavioral therapy, harm reduction techniques, and linkage to community support groups, to restore functionality and promote recovery for individuals with dual recovery substance use disorder and mental illness.

Practitioner Qualifications: Integrated Dual Disorder Treatment services are provided by professional staff.

- h. **Individual, Group, and Family Counseling/Therapy:** Counseling/Therapy services are problem-specific and goal-oriented therapeutic services using evidence-based and evidence-informed practices, such as cognitive-behavioral therapy, for the purpose of alleviating symptoms or dysfunction associated with an individual's mental health condition, reversing or changing maladaptive patterns of behavior, encouraging personal growth and development, and supporting the individual's capacity to restore age-appropriate developmental milestones. Services include tobacco use disorder treatment services. Collateral contact is permitted as needed to address the therapeutic goals of the beneficiary.

Practitioner Qualifications: Individual, Group and/or Family Counseling/Therapy Services are provided by professional staff.

- i. **Psychosocial Rehabilitation Services:** Psychosocial Rehabilitation services to develop and enhance an individual's stability and promote capacity for activities of daily living; maximize independence in self-care and wellness to maintain physical and mental health; restore or develop age-appropriate communication, social, and financial management skills; maintain housing stability; and improve familial and educational relationships. Psychosocial Rehabilitation services include skills training and relapse prevention training, which includes structured protocols, such as role-playing, for restoring or building age-appropriate skills which were lost or delayed due to the symptoms of FEP.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-83

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Practitioner Qualifications: Psychosocial Rehabilitation Services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- j. **Vocational and Educational Support Services:** Vocational and Educational Support services are psychosocial rehabilitation services to assist individuals manage the symptoms of mental illness in school or workplace settings, develop strategies to resolve issues in such settings, and maintain functional skills necessary to achieve employment or educational goals. Services do not include vocational or educational placement or job training services.

Practitioner Qualifications: Vocational and Educational Support services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- k. **Peer Support Services:** Peer Support Services include person-centered goal planning, co-creating tools to support wellness, offering hope and support around the possibility of recovery, and facilitating community connections to support participants in achieving their goals and increase engagement in rehabilitative services. Services are provided in individual or group settings to promote recovery, self-advocacy, and the development of natural supports and community living skills. Services are directed toward achievement of the specific, individualized, and result-oriented goals contained in an individual's treatment plan.

Practitioner Qualifications: Peer Support Services are provided by certified, credentialed, or provisionally certified or credentialed peer support specialists under supervision as provided in this section.

- l. **Community Integration and Re-integration Services:** Community Integration and Re-integration services engage and assist individuals in the restoration of social, interpersonal, and basic living skills impacted by or lost as a result of mental illness which hinder an individual's ability to live in an integrated community setting. It is an active process that includes coordination of services and supports, assisting in the transition from a hospital setting, and identification or modification of supports, to promote community tenure and manage behavioral and physical health needs. Services include the development of individualized discharge plans with the active participation of individuals and families to ensure that follow-up services are identified, in place, and occur as planned, based on the needs and preferences of participants and their families.

Practitioner Qualifications: Community Integration and Re-integration services are provided by professional staff or paraprofessional staff under supervision of professional staff.

- m. **Complex Care Management:** Complex care management services are time-limited, medically necessary interventions to restore functioning and address the symptoms of mental illness. This includes skill building to help the beneficiary to identify solutions to problems that threaten recovery and care coordination services to help beneficiaries to connect with medical or remedial services. Services will involve contacts with collaterals identified by the beneficiary for the direct benefit of the beneficiary.

Practitioners: Complex Care Management Services are provided by Professional staff and Paraprofessionals under supervision of Professional staff.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-79

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

**13.d Rehabilitative Services**  
**Coordinated Specialty Care Services**

**Assurances:**

The State assures that all rehabilitative services are provided to, or directed exclusively toward the treatment of the Medicaid-eligible individual in accordance with section 1902(a)(10)(A)(i) of the Act.

The State assures that rehabilitative services do not include and FFP is not available for any of the following in accordance with section 1905(a)(13) of the Act:

- A. educational, vocational and job training services;
- B. room and board;
- C. habilitation services;
- D. services to inmates in public institutions as defined in 42 CFR §435.1010;
- E. services to individuals residing in institutions for mental diseases as described in 42 CFR §435.1010;
- F. recreational and social activities; and-
- G. services that must be covered elsewhere in the state Medicaid plan.

**Description:**

Coordinated Specialty Care (CSC) is an evidence-based practice service model recognized by the Substance Abuse and Mental Health Services Administration of the U.S. Department of Health and Human Services for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are services for adolescents and young adults with the recent onset of a psychotic disorder that are designed to reduce disability, restore functionality, and reduce acute service use.

CSC services are provided by a team of specialists who work with the beneficiary and their family to create a personalized treatment plan. CSC principles of care include shared decision-making, youth-friendly and welcoming environments, equity and inclusion, and flexible and accessible services to minimize barriers for young people who have difficulties engaging in treatment during initial psychosis symptom onset.

CSC Services are recommended by a licensed practitioner of the healing arts acting within the scope of their professional license and applicable New York State law, including licensed Physicians, Physician Assistants, Nurse Practitioners, Registered Professional Nurses, Psychologists, Licensed Clinical Social Workers (LCSW), Licensed Master Social Workers (LMSW) under the supervision of a LCSW, licensed psychologist or psychiatrist, Licensed Mental Health Counselors (LMHC), Licensed Marriage and Family Therapists (LMFT), Licensed Creative Arts Therapists (LCAT), and Psychoanalysts.

**Provider Qualifications:**

CSC services are provided by a multidisciplinary team of professional and paraprofessional staff under the supervision of professional staff.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-80

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Professional staff include the following licensed, permitted, or otherwise authorized individuals acting within NYS scope of practice laws: Physicians; Psychiatrists; Physician Assistants, Nurse Practitioners; Psychiatric Nurse Practitioners; Registered Professional Nurses; Licensed Practical Nurses; Psychologists, including Psychologists who have obtained a Master's degree in Psychology while under the supervision of a Licensed Psychologist; Licensed Clinical Social Workers; Licensed Master Social Workers; Social Workers who have obtained a Master's Degree in Social Work while under the supervision of a Licensed Clinical Social Worker, Licensed Psychologist, or Psychiatrist; Licensed Mental Health Counselors; Mental Health Counselors who have obtained a Master's Degree required for licensure and are supervised by a Psychologist, Licensed Clinical Social Worker, or a Licensed Mental Health Counselor; Licensed Marriage and Family Therapists; Licensed Creative Arts Therapists; and Licensed Occupational Therapists who meet the qualifications set forth in 42 CFR § 440.110(b)(2).

Professional staff also include Psychiatric Rehabilitation Practitioners certified by the Certification Commission of the Psychiatric Rehabilitation Association; Rehabilitation Counselors who have obtained a master's degree in rehabilitation counseling or are certified by the Commission on Rehabilitation Counselor Certification; and Therapeutic Recreation Specialists who have obtained a master's degree in therapeutic recreation or are certified by the National Council for Therapeutic Recreation Certification.

Paraprofessional staff must have obtained a bachelor's degree or have attained at least 18 years of age and a high-school diploma or equivalent.

CSC services are also provided by peer specialists, who are individuals who have lived experience with mental health challenges. Peer specialists must have attained at least 18 years of age, a high-school diploma or equivalent, and possess a New York State Peer Specialist certification or provisional certification or a New York State Youth Peer Advocate credential or provisional credential. The New York State Peer Specialist certification and Youth Peer Advocate credential requires the completion of specific training and ongoing training to maintain the certificate/credential. Peer specialists are supervised by competent mental health professionals, who are defined as a professional staff above.

**Staff Supervision and Training Requirements**

Professional staff provide supervision to the CSC team members in the provision of CSC Services. Professional staff supervision for paraprofessional staff occurs both formally, through direct supervision and consultation, as well as informally through regular team meetings, which are a hallmark of the CSC evidence-based practice model. All CSC providers, including professionals, paraprofessionals and peer specialists, are required to complete training in the CSC model and role-specific training.

**Services**

CSC services will be provided based upon the assessment of an individual's mental, physical and behavioral condition and history, which will be the basis for establishing a Person-centered Treatment Plan. CSC services will also be provided to collaterals, including family, and others significant in the individual's life, for the direct benefit of the beneficiary and in accordance with the individual's Treatment Plan.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-81

1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services

Medically Necessary CSC Services include:

- a. **Screening and Assessment Services:** Screening services are assessment services provided by professional staff to determine whether a beneficiary is experiencing first episode psychosis. Assessment services include a multi-disciplinary, continuous process of identifying an individual's strengths, barriers to achieving goals, and service needs, through the observation and evaluation of the individual's current mental, physical and behavioral health condition and history. Assessment services also include risk and safety assessments for suicide prevention and assessment of trauma and for any symptoms of post-traumatic stress disorder.

Practitioner Qualifications: Screening and Assessment services are provided by professional staff.

- b. **Person-centered Planning Services:** Person-centered Planning Services is a continuous process that engages each individual as an active partner in developing, reviewing, and modifying a course of treatment that supports the individual's progress toward recovery and accomplishing the individual's rehabilitation goals. Services also include safety planning for suicide prevention.

Practitioner Qualifications: Person-centered Planning services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- c. **Crisis Intervention Services:** Crisis Intervention Services are assessment, therapeutic, and rehabilitative services, including a safety assessment, safety planning, medication therapy, and counseling services to address acute distress and associated behaviors to ameliorate a mental health crisis.

Practitioner Qualifications: Crisis Intervention Services are provided by professional staff or paraprofessional staff under the supervision of professional staff. Medication therapy services delivered in a crisis visit are provided by a Physician, Psychiatrist, Physician Assistant, Nurse Practitioner, or Registered Professional Nurse.

- d. **Health Monitoring:** Health Monitoring is a diagnostic and therapeutic service involving the continued measurement of specific health indicators associated with increased risk of medical illness and early death. These indicators include, but are not limited to, blood pressure, body mass index (BMI), activity/ exercise level, substance use, and tobacco use.

Practitioner Qualifications: Health Monitoring services are provided by a Psychiatrist, Physician, Nurse practitioner, Psychiatric nurse practitioner, Physician Assistant, Registered nurse or Licensed practical nurse.

- e. **Medication Management Services:** Medication Management Services include a full range of medication services including supporting medication decision making using a shared decision making framework, prescribing and administering medication, evaluating the appropriateness of the individual's existing medication regimen, medication education, monitoring the effects of medication on the individual's mental and physical health, and counseling and skill development to support individuals in obtaining and self-administering medications and recognizing and coping with the side-effects of the medication(s).

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-82

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Practitioner Qualifications: Medication evaluation, prescription, administration, and education services are provided by a Physician or a Nurse Practitioner. Medication administration and education services are provided by a Physician, Nurse Practitioner, Physician Assistant, Registered Professional Nurse, or Licensed Practical Nurse. Counseling and skill development regarding medications are provided by professional or paraprofessional staff under the supervision of professional staff.

- f. **Psychoeducation, including Family Psychoeducation Services:** Psychoeducation is a psychosocial education service to assist individuals and their families or other identified collaterals recognize the onset of psychiatric symptoms and prevent, manage, or reduce such symptoms.

Practitioner Qualifications: Psychoeducation services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- g. **Integrated Dual Disorder Treatment:** Integrated Dual Disorder Treatment is a counseling service using an evidence-based practice model for integrating treatment of substance use disorder and mental health conditions. Services provide motivational interviewing, stage-wise interventions, cognitive-behavioral therapy, harm reduction techniques, and linkage to community support groups, to restore functionality and promote recovery for individuals with dual recovery substance use disorder and mental illness.

Practitioner Qualifications: Integrated Dual Disorder Treatment services are provided by professional staff.

- h. **Individual, Group, and Family Counseling/Therapy:** Counseling/Therapy services are problem-specific and goal-oriented therapeutic services using evidence-based and evidence-informed practices, such as cognitive-behavioral therapy, for the purpose of alleviating symptoms or dysfunction associated with an individual's mental health condition, reversing or changing maladaptive patterns of behavior, encouraging personal growth and development, and supporting the individual's capacity to restore age-appropriate developmental milestones. Services include tobacco use disorder treatment services. Collateral contact is permitted as needed to address the therapeutic goals of the beneficiary.

Practitioner Qualifications: Individual, Group and/or Family Counseling/Therapy Services are provided by professional staff.

- i. **Psychosocial Rehabilitation Services:** Psychosocial Rehabilitation services to develop and enhance an individual's stability and promote capacity for activities of daily living; maximize independence in self-care and wellness to maintain physical and mental health; restore or develop age-appropriate communication, social, and financial management skills; maintain housing stability; and improve familial and educational relationships. Psychosocial Rehabilitation services include skills training and relapse prevention training, which includes structured protocols, such as role-playing, for restoring or building age-appropriate skills which were lost or delayed due to the symptoms of FEP.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023

New York  
3b-83

**1905(a)(13) Other Diagnostic, Screening, Preventative, and Rehabilitative Services**

Practitioner Qualifications: Psychosocial Rehabilitation Services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- j. **Vocational and Educational Support Services:** Vocational and Educational Support services are psychosocial rehabilitation services to assist individuals manage the symptoms of mental illness in school or workplace settings, develop strategies to resolve issues in such settings, and maintain functional skills necessary to achieve employment or educational goals. Services do not include vocational or educational placement or job training services.

Practitioner Qualifications: Vocational and Educational Support services are provided by professional staff or paraprofessional staff under the supervision of professional staff.

- k. **Peer Support Services:** Peer Support Services include person-centered goal planning, co-creating tools to support wellness, offering hope and support around the possibility of recovery, and facilitating community connections to support participants in achieving their goals and increase engagement in rehabilitative services. Services are provided in individual or group settings to promote recovery, self-advocacy, and the development of natural supports and community living skills. Services are directed toward achievement of the specific, individualized, and result-oriented goals contained in an individual's treatment plan.

Practitioner Qualifications: Peer Support Services are provided by certified, credentialed, or provisionally certified or credentialed peer support specialists under supervision as provided in this section.

- l. **Community Integration and Re-integration Services:** Community Integration and Re-integration services engage and assist individuals in the restoration of social, interpersonal, and basic living skills impacted by or lost as a result of mental illness which hinder an individual's ability to live in an integrated community setting. It is an active process that includes coordination of services and supports, assisting in the transition from a hospital setting, and identification or modification of supports, to promote community tenure and manage behavioral and physical health needs. Services include the development of individualized discharge plans with the active participation of individuals and families to ensure that follow-up services are identified, in place, and occur as planned, based on the needs and preferences of participants and their families.

Practitioner Qualifications: Community Integration and Re-integration services are provided by professional staff or paraprofessional staff under supervision of professional staff.

- m. **Complex Care Management:** Complex care management services are time-limited, medically necessary interventions to restore functioning and address the symptoms of mental illness. This includes skill building to help the beneficiary to identify solutions to problems that threaten recovery and care coordination services to help beneficiaries to connect with medical or remedial services. Services will involve contacts with collaterals identified by the beneficiary for the direct benefit of the beneficiary.

Practitioners: Complex Care Management Services are provided by Professional staff and Paraprofessionals under supervision of Professional staff.

TN #23-0075

Approval Date \_\_\_\_\_

Supersedes TN #New

Effective Date July 1, 2023



For the New York City district, copies will be available at the following places:

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95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

#### Long Term Care Services

Effective on or after July 1, 2023, the Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services related to temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$30 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, this notice proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are intended to benefit adolescents and young adults with the recent onset of a psychotic disorder, helping to prevent acute service use, reduce disability, and help young people with early psychosis stay on track with their goals for school, work, and relationships.

The estimated aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$4.8 million and \$6.4 million for state fiscal year 2025.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

**SUMMARY**  
**SPA #23-0076**

This State Plan Amendment proposes to implement a 25% increase to the reimbursement fees for NYS Office of Mental Health Day Treatment Services for Children, effective July 1, 2023.

DRAFT





**PUBLIC NOTICE**

**Department of Health**

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with enacted statutory provisions. The following changes are proposed:

**Non-Institutional Services**

Effective on or after July 1, 2023, the Department of Health will adjust rates statewide to reflect a twenty-five percent rate increase for Day Treatment for Children services licensed by the Office of Mental Health.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$3.3 million and for state fiscal year 2025 is \$4.4 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

**PUBLIC NOTICE**

**Department of Health**

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with PHL 2999-DD and SSL § 367-u. The following changes are proposed:

**Non-Institutional Services**

Effective on or after July 1, 2023, the State proposes to establish a fee to allow freestanding clinics, also known as diagnostic and treatment centers (DTCs), to be reimbursed when there is no on-site presence at the DTC. The State will reimburse DTCs for services furnished via telehealth when neither the provider nor the Medicaid member is on-site.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the 2023-2024 budget is \$0.29 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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**PUBLIC NOTICE**

**Department of Health**

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services as authorized by § 2826 of New York Public Health Law. The following changes are proposed:

**Non-Institutional Services**

Effective on or after July 1, 2023, temporary rate adjustments have been approved for services related to providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. The temporary rate adjustments have been reviewed and approved for the following Hospital:

- Mount St. Mary's Hospital with payment amounts totaling up to \$13,500,000 for the period July 1, 2023, through September 30, 2023.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$13.5 Million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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**SUMMARY**  
**SPA #23-0077**

This State Plan Amendment proposes to allow for the Central New York's community members continued access to emergency /crisis evaluations, treatment, and observation services. For those adults needing further stabilization and treatment, inpatient services will be maintained at St. Joseph's Health. These 2 programs are vital components of St. Joseph's Health's continuum of care. Additionally, Comprehensive Psychiatric Emergency Program's (CPEP's) mobile crisis outreach services provide additional community access to crisis care and follow-up services with the goal of reducing Comprehensive Psychiatric Emergency Program (CPEP) utilization, Emergency Room utilization and inpatient level of care.

DRAFT



Non-Institutional Services

The following is a clarification to the March 29, 2023, noticed provision, to allow for reimbursement of Medicaid covered services provided by pharmacists and pharmacy interns within their lawful scope of practice. With clarification, based on the enacted budget, the fiscal impact for this proposal has been revised to zero.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

**PUBLIC NOTICE**

**Department of Health**

Pursuant to 42 CFR Section 447.205, the Office of Mental Health and the Department of Health hereby give public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

**Institutional Services**

Effective on or after July 1, 2023, this proposal relates to temporary rate adjustments to Article 28 Hospitals that are undergoing a closure, merger, consolidation, acquisition or restructuring of themselves or other health care providers.

Additional temporary rate adjustments have been reviewed and approved for the following hospitals:

• **Saint Joseph’s Health**

The aggregate payment amounts total up to \$2,897,078 for the period July 1, 2023, through March 31, 2024.

The aggregate payment amounts total up to \$2,843,460 for the period April 1, 2024, through March 31, 2025.

The aggregate payment amounts total up to \$2,162,669 for the period April 1, 2025, through March 31, 2026.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department of Health’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status).

Copies of the proposed State Plan Amendments will be on file in each local (county) social services district and available for public review.

For the New York City district, copies will also be available at the following places:

New York County  
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**PUBLIC NOTICE**

**Department of Health**

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services in accordance with Section 2559 of the New York State Public Health Law. The following changes are proposed:

**Non-Institutional Services**

Effective on or after July 1, 2023, all claiming for transportation will be on a fee-for-service basis for each one-way trip. The EI Program transportation rates will be revised from the current Preschool Supportive Health Services Program (PSSHS) one-way trip rates from 2009 to the new rates developed pursuant to a 2021 Cost Study of Early Intervention (EI) Transportation services conducted by Public Consulting Group. Municipalities may continue to use existing transportation vendors paid at the contractual rate, however, the municipalities will receive state share reimbursement at the EIP established rates.

There is no additional estimated annual change to gross Medicaid expenditures as a result of the proposed amendments.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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**SUMMARY**  
**SPA #23-0080**

This State Plan Amendment proposes to establish a methodology to fund uncompensated care for Certified Community Behavioral Health Clinics providing Medicaid demonstration services provided pursuant to section 223 of the Protecting Access to Medicare Act of 2014.

DRAFT





# MISCELLANEOUS NOTICES/HEARINGS

## Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311  
or visit our web site at:  
[www.osc.state.ny.us](http://www.osc.state.ny.us)

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

## PUBLIC NOTICE Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with section 1 of part HH of Chapter 57(2023) for Certified Community Behavioral Health Clinics (CCBHCs). The following changes are proposed:

### Non-Institutional Services

Effective on or after November 3, 2023, the State proposes to adopt a methodology to fund uncompensated care for CCBHCs providing Medicaid demonstration services provided pursuant to section 223 of P.L. 113-93, as amended.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$23 million and for state fiscal year 2024-2025, \$42 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101  
Kings County, Fulton Center

114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services as authorized by § 2826 of New York Public Health Law. The following changes are proposed:

### Non-Institutional Services

The following is a clarification to the February 25, 2022, noticed provision to provide temporary rate adjustments for providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. With clarification, this revises the category to "Non-Institutional Services". There is no change to the previously noticed fiscals.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services as authorized by § 2826 of New York Public Health Law. The following changes are proposed:

### Non-Institutional Services

The following is a clarification to the August 31, 2022, noticed provision to provide temporary rate adjustments for providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. With clarification, this revises the category to “Non-Institutional Services”. There is no change to the previously noticed fiscals.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Brooklyn, New York 11201

Bronx County, Tremont Center  
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Bronx, New York 10457

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Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services as authorized by § 2826 of New York Public Health Law. The following changes are proposed:

### Non-Institutional Services

The following is a clarification to the November 9, 2022, noticed provision to provide temporary rate adjustments for providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. With clarification, this revises the category to “Non-Institutional Services”. There is no change to the previously noticed fiscals.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services as authorized by § 2826 of New York Public Health Law. The following changes are proposed:

### Non-Institutional Services

The following is a clarification to the November 30, 2022, noticed provision to provide temporary rate adjustments for providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. With clarification, this revises the category to “Non-Institutional Services”. There is no change to the previously noticed fiscals.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018  
Queens County, Queens Center

**SUMMARY**  
**SPA #23-0081**

This State Plan Amendment proposes to provide temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

DRAFT

New York  
47(aa)(5)

## 1905(4)(a) Nursing Facility Services

## Nursing Homes (continued):

| Provider Name                                     | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Amsterdam Nursing Home Corp<br>(Amsterdam House)* | <del>\$847,377</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$847,377                      | 04/01/2021 – 03/31/2022            |
|   | (\$11,859)                     | 10/01/2021 – 03/31/2022            |
|   | \$799,375                      | 04/01/2022 – 03/31/2023            |
|   | \$759,406                      | 07/01/2023 – 03/31/2024            |
| <del>Baptist Nursing and Rehabilitation</del>     | <del>\$347,500</del>           | <del>04/01/2020 – 03/31/2021</del> |
| Bronx-Lebanon Special Care Center*                | <del>\$521,445</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$521,445                      | 04/01/2021 – 03/31/2022            |
|   | (\$9,201)                      | 10/01/2021 – 03/31/2022            |
|   | \$551,640                      | 04/01/2022 – 03/31/2023            |
|   | \$522,747                      | 07/01/2023 – 03/31/2024            |

\*Denotes provider is part of CINERGY Collaborative.

TN #23-0081Superseding TN #22-0049

Approval Date \_\_\_\_\_

Effective Date July 1, 2023

New York  
47(aa)(5.1)

1905(4)(a) Nursing Facility Services

| Provider Name   | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Brooklyn United Methodist Church Home*                | <del>\$384,919</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$384,919                      | 04/01/2021 – 03/31/2022            |
|   | \$8,741                        | 10/01/2021 – 03/31/2022            |
|   | \$369,825                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$394,421</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Buena Vida Continuing Care & Rehab Ctr                | <del>\$642,147</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$642,147                      | 04/01/2021 – 03/31/2022            |
|   | (\$321,073)                    | 10/01/2021 – 03/31/2022            |
| Carmel Richmond Healthcare and Rehabilitation Center* | <del>\$632,161</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$632,161                      | 04/01/2021 – 03/31/2022            |
|   | (\$8,847)                      | 10/01/2021 – 03/31/2022            |
|   | \$615,961                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$636,012</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Center For Nursing & Rehabilitation Inc               | <del>\$746,693</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$746,693                      | 04/01/2021 – 03/31/2022            |
|   | (\$373,347)                    | 10/01/2021 – 03/31/2022            |
| Chapin Home for the Aging*                            | <del>\$487,968</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$487,868                      | 04/01/2021 – 03/31/2022            |
|   | (\$6,828)                      | 10/01/2021 – 03/31/2022            |
|   | \$460,231                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$437,219</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of the CINERGY Collaborative  
Nursing Homes (continued):

New York  
47(aa)(6)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                               | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Cobble Hill Health Center*                  | <del>\$400,000</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$400,000                      | 04/01/2021 – 03/31/2022            |
|   | \$120,596                      | 10/01/2021 – 03/31/2022            |
|   | \$495,826                      | 04/01/2022 – 03/31/2023            |
|   | \$527,480                      | 07/01/2023 – 03/31/2024            |
| Concord Nursing Home*                       | <del>\$250,000</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$250,000                      | 04/01/2021 – 03/31/2022            |
|   | \$190,447                      | 10/01/2021 – 03/31/2022            |
|   | \$371,870                      | 04/01/2022 – 03/31/2023            |
|   | \$395,610                      | 07/01/2023 – 03/31/2024            |
| Eger Health Care and Rehabilitation Center* | <del>\$968,289</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$968,289                      | 04/01/2021 – 03/31/2022            |
|   | (\$11,517)                     | 10/01/2021 – 03/31/2022            |
|   | \$914,404                      | 04/01/2022 – 03/31/2023            |
|   | \$909,294                      | 07/01/2023 – 03/31/2024            |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(6.1)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                       | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|-------------------------------------|--------------------------------|------------------------------------|
| <del>Elderwood at North Creek</del> | <del>\$435,384</del>           | <del>04/01/2020 – 03/31/2021</del> |
| Elizabeth Seton Pediatric Center*   | <del>\$613,670</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                     | \$613,670                      | 04/01/2021 – 03/31/2022            |
|                                     | \$2,085,707                    | 10/01/2021 – 03/31/2022            |
|                                     | \$ 747,671                     | 04/01/2022 – 03/31/2023            |
|                                     | <u>\$795,402</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Ferncliff Nursing Home Co Inc.*     | <del>\$681,294</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                     | \$681,294                      | 04/01/2021 – 03/31/2022            |
|                                     | \$36,050                       | 10/01/2021 – 03/31/2022            |
|                                     | \$747,118                      | 04/01/2022 – 03/31/2023            |
|                                     | <u>\$794,814</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Fort Hudson Nursing Center          | \$1,129,968                    | 01/01/2022 – 03/31/2022            |
|                                     | \$118,982                      | 04/01/2022 – 06/30/2022            |
|                                     | \$118,982                      | 07/01/2022 – 09/30/2022            |
|                                     | \$118,983                      | 10/01/2022 – 12/31/2022            |
|                                     | \$118,983                      | 01/01/2023 – 03/31/2023            |
|                                     | \$137,943                      | 04/01/2023 – 06/30/2023            |
|                                     | \$137,943                      | 07/01/2023 – 09/30/2023            |
|                                     | \$137,943                      | 10/01/2023 – 12/31/2023            |
| \$137,943                           | 01/01/2024 – 03/31/2024        |                                    |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(6.1.a)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                                    | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|--|--------------------------------|------------------------------------|
| Good Samaritan Nursing Home*                     | <del>\$371,698</del>           | <del>04/01/2020 – 03/31/2021</del> |
|  | \$371,698                      | 04/01/2021 – 03/31/2022            |
|  | \$304                          | 10/01/2021 – 03/31/2022            |
|  | \$353,258                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$364,063</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Greenfield Health and Rehabilitation Center      | \$695,000                      | 01/01/2022 – 03/31/2022            |
|  | \$411,875                      | 04/01/2022 – 06/30/2022            |
|  | \$411,875                      | 07/01/2022 – 09/30/2022            |
|  | \$411,875                      | 10/01/2022 – 12/31/2022            |
|  | \$411,875                      | 01/01/2023 – 03/31/2023            |
|  | \$155,000                      | 04/01/2023 – 06/30/2023            |
|  | \$155,000                      | 07/01/2023 – 09/30/2023            |
|  | \$155,000                      | 10/01/2023 – 12/31/2023            |
| \$155,000  | 01/01/2024 – 03/31/2024        |                                    |
| Gurwin Jewish Nursing and Rehabilitation Center* | <del>\$1,110,754</del>         | <del>04/01/2020 – 03/31/2021</del> |
|  | \$1,110,754                    | 04/01/2021 – 03/31/2022            |
|  | \$288,490                      | 10/01/2021 – 03/31/2022            |
|  | \$1,351,867                    | 04/01/2022 – 03/31/2023            |
|  | <u>\$1,438,170</u>             | <u>07/01/2023 – 03/31/2024</u>     |
| Hebrew Home for the Aged at Riverdale*           | <del>\$1,875,731</del>         | <del>04/01/2020 – 03/31/2021</del> |
|  | \$1,875,731                    | 04/01/2021 – 03/31/2022            |
|  | \$382,779                      | 10/01/2021 – 03/31/2022            |
|  | \$1,971,361                    | 04/01/2022 – 03/31/2023            |
|  | <u>\$1,883,465</u>             | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(6.2)

## 1905(4)(a) Nursing Facility Services

## Nursing Homes (continued):

| Provider Name                    | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|----------------------------------|--------------------------------|------------------------------------|
| Incarnation Children's Center    | \$224,255                      | 10/01/2021 – 03/31/2022            |
| Isabella Geriatric Center Inc*   | <del>\$1,633,648</del>         | <del>04/01/2020 – 03/31/2020</del> |
|                                  | \$1,633,648                    | 04/01/2021 – 03/31/2022            |
|                                  | \$397,615                      | 10/01/2021 – 03/31/2022            |
|                                  | \$1,749,498                    | 04/01/2022 – 03/31/2023            |
|                                  | <u>\$1,662,023</u>             | <u>07/01/2023 – 03/31/2024</u>     |
| Island Nursing and Rehab Center* | <del>\$495,250</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                  | \$495,250                      | 04/01/2021 – 03/31/2022            |
|                                  | \$11,248                       | 10/01/2021 – 03/31/2022            |
|                                  | \$475,830                      | 04/01/2022 – 03/31/2023            |
|                                  | <u>\$452,039</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

TN #23-0081Superseding TN #22-0049

Approval Date \_\_\_\_\_

Effective Date July 1, 2023

New York  
47(aa)(7)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                         | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---------------------------------------|--------------------------------|------------------------------------|
| Island Nursing and Rehab              | <del>\$4,200,000</del>         | <del>04/01/2020 – 03/31/2021</del> |
|                                       | \$4,275,000                    | 04/01/2021 – 03/31/2022            |
| Jamaica Hospital Nursing Home Co Inc* | <del>\$505,965</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                       | \$505,965                      | 04/01/2021 – 03/31/2022            |
|                                       | (\$6,017)                      | 10/01/2021 – 03/31/2022            |
|                                       | \$479,225                      | 04/01/2022 – 03/31/2023            |
|                                       | \$453,918                      | 07/01/2023 – 03/31/2024            |
| Jefferson’s Ferry                     | <del>\$324,023</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                       | \$324,023                      | 04/01/2021 – 03/31/2022            |
|                                       | \$37,788                       | 10/01/2021 – 03/31/2022            |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(7.1.a)

1905(4)(a) Nursing Facility Services

| Provider Name   | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Mary Manning Walsh Nursing Home Co Inc*                   | <del>\$861,601</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$861,601                      | 04/01/2021 – 03/31/2022            |
|   | (\$12,059)                     | 10/01/2021 – 03/31/2022            |
|   | \$895,415                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$948,383</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Menorah Home And Hospital For Rehabilitation and Nursing* | <del>\$800,433</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$800,433                      | 04/01/2021 – 03/31/2022            |
|   | (\$9,519)                      | 10/01/2021 – 03/31/2022            |
|   | \$755,890                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$745,518</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Methodist Home for Nursing and Rehabilitation*            | <del>\$291,832</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$291,832                      | 04/01/2021 – 03/31/2022            |
|   | \$275,592                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$293,921</u>               | <u>07/01/2023 – 03/31/2024</u>     |

Nursing Homes (continued):

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(8)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name   | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Parker Jewish Institute for Health Care and Rehabilitation* | <del>\$1,276,548</del>         | <del>04/01/2020 – 03/31/2021</del> |
|   | \$1,276,548                    | 04/01/2021 – 03/31/2022            |
|   | \$334,605                      | 10/01/2021 – 03/31/2022            |
|   | \$1,555,295                    | 04/01/2022 – 03/31/2023            |
|   | <u>\$1,654,585</u>             | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

DRAFT

TN #23-0081

Superseding TN #22-0049

Approval Date \_\_\_\_\_

Effective Date July 1, 2023

New York  
47(aa)(8.1)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name  | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|--|--------------------------------|------------------------------------|
| Providence Rest*   | <del>\$458,838</del>           | <del>04/01/2020 – 03/31/2021</del> |
|  | \$458,838                      | 04/01/2021 – 03/31/2022            |
|  | \$6,393                        | 10/01/2021 – 03/31/2022            |
|  | \$493,614                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$525,127</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Rebekah Rehabilitation & Extended Care Center Inc*       | <del>\$282,288</del>           | <del>04/01/2020 – 03/31/2021</del> |
|  | \$282,288                      | 04/01/2021 – 03/31/2022            |
|  | \$73,992                       | 10/01/2021 – 03/31/2022            |
|  | \$343,928                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$331,686</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Rutland Nursing Home Co Inc.*                            | <del>\$1,289,994</del>         | <del>04/01/2020 – 03/31/2021</del> |
|  | \$1,289,994                    | 04/01/2021 – 03/31/2022            |
|  | (\$18,055)                     | 10/01/2021 – 03/31/2022            |
|  | \$1,216,918                    | 04/01/2022 – 03/31/2023            |
|  | <u>\$1,166,928</u>             | <u>07/01/2023 – 03/31/2024</u>     |
| Saints Joachim & Anne Nursing and Rehabilitation Center* | <del>\$426,310</del>           | <del>04/01/2020 – 03/31/2021</del> |
|  | \$426,310                      | 04/01/2021 – 03/31/2022            |
|  | (\$5,070)                      | 10/01/2021 – 03/31/2022            |
|  | \$402,586                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$382,456</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(9)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                       | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|-------------------------------------|--------------------------------|------------------------------------|
| Sarah Neuman Center for Healthcare* | <del>\$773,173</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                     | \$773,173                      | 04/01/2021 – 03/31/2022            |
|                                     | \$3,393                        | 10/01/2021 – 03/31/2022            |
|                                     | \$827,832                      | 04/01/2022 – 03/31/2023            |
|                                     | <u>\$842,992</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| Schaffer Extended Care System*      | <del>\$291,907</del>           | <del>04/01/2020 – 03/31/2021</del> |
|                                     | \$291,907                      | 04/01/2021 – 03/31/2022            |
|                                     | (\$3,471)                      | 10/01/2021 – 03/31/2022            |
|                                     | \$308,810                      | 04/01/2022 - 03/31/2023            |
|                                     | <u>\$292,636</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

TN #23-0081

Superseding TN #22-0049

Approval Date \_\_\_\_\_

Effective Date July 1, 2023

New York  
47(aa)(9.2)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name   | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Schulman and Schachne Institute for Nursing and Rehabilitation* | <del>\$1,225,719</del>         | <del>04/01/2020 – 03/31/2021</del> |
|   | \$1,225,719                    | 04/01/2021 – 03/31/2022            |
|   | (\$14,577)                     | 10/01/2021 – 03/31/2022            |
|   | \$1,204,270                    | 04/01/2022 – 03/31/2023            |
|   | <u>\$1,136,170</u>             | <u>07/01/2023 – 03/31/2024</u>     |
| Silvercrest*  | <del>\$833,785</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$833,785                      | 04/01/2021 – 03/31/2022            |
|   | (\$11,670)                     | 10/01/2021 – 03/31/2022            |
|   | \$798,351                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$770,721</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| St Cabrini Nursing Home*  | <del>\$748,048</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$748,048                      | 04/01/2021 – 03/31/2022            |
|   | \$10,327                       | 10/01/2021 – 03/31/2022            |
|   | \$788,645                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$761,351</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

TN #23-0081  
Superseding TN #22-0049

Approval Date \_\_\_\_\_  
Effective Date July 1, 2023

New York  
47(aa)(9.3)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                          | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|--|--------------------------------|------------------------------------|
| St Johnland Nursing Center*            | <del>\$400,000</del>           | <del>04/01/2020 – 03/31/2021</del> |
|  | \$400,000                      | 04/01/2021 – 03/31/2022            |
|  | \$120,596                      | 10/01/2021 – 03/31/2022            |
|  | \$495,826                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$527,480</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| St. Mary's Hospital for Children Inc.* | <del>\$1,053,645</del>         | <del>04/01/2020 – 03/31/2021</del> |
|  | \$1,053,645                    | 04/01/2021 – 03/31/2022            |
|  | (\$9,241)                      | 10/01/2021 – 03/31/2022            |
|  | \$1,052,354                    | 04/01/2022 – 03/31/2023            |
|  | <u>\$1,114,606</u>             | <u>07/01/2023 – 03/31/2024</u>     |
| St. Patrick's Home*                    | \$920,596                      | 10/01/2021 – 03/31/2022            |
|  | \$486,674                      | 04/01/2022 – 03/31/2023            |
|  | <u>\$459,153</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| St Vincent Depaul Residence*           | \$276,263                      | 04/01/2021 – 09/30/2021            |
|  | \$276,263                      | 04/01/2021 – 03/31/2022            |
|  | \$72,414                       | 10/01/2021 – 03/31/2022            |
|  | \$3,681,188                    | 01/01/2022 – 03/31/2022            |
|  | \$384,746                      | 04/01/2022 – 06/30/2022            |
|  | \$384,746                      | 07/01/2022 – 09/30/2022            |
|  | \$384,747                      | 10/01/2022 – 12/31/2022            |
|  | \$384,747                      | 01/01/2023 – 03/31/2023            |
|  | \$336,588                      | 04/01/2022 – 03/31/2023            |
| <u>\$337,197</u>                       | <u>07/01/2023 – 03/31/2024</u> |                                    |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(10)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                           | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| Terence Cardinal Cooke Health Care Ctr* | <del>\$1,449,586</del>         | <del>04/01/2020 – 03/31/2021</del> |
|   | \$1,449,586                    | 04/01/2021 – 03/31/2022            |
|   | \$147,364                      | 10/01/2021 – 03/31/2022            |
|   | \$1,452,702                    | 04/01/2022 – 03/31/2023            |
|   | \$1,380,067                    | 07/01/2023 – 03/31/2024            |
| The Jewish Home Hospital*               | <del>\$1,248,092</del>         | <del>04/01/2020 – 03/31/2021</del> |
|   | \$1,248,092                    | 04/01/2021 – 03/31/2022            |
|   | \$271,207                      | 10/01/2021 – 03/31/2022            |
|   | \$1,451,106                    | 04/01/2022 – 03/31/2023            |
|   | \$1,572,645                    | 07/01/2023 – 03/31/2024            |
| The Wartburg Home*                      | <del>\$671,170</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$671,170                      | 04/01/2021 – 03/31/2022            |
|   | \$159,719                      | 10/01/2021 – 03/31/2022            |
|   | \$769,740                      | 04/01/2022 – 03/31/2023            |
|   | \$736,907                      | 07/01/2023 – 03/31/2024            |
| Trustees Eastern Star Hall and Home     | \$ 869,050                     | 01/01/2022 – 03/31/2022            |
| United Hebrew Geriatric Center*         | <del>\$762,452</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$762,452                      | 04/01/2021 – 03/31/2022            |
|   | (\$9,068)                      | 10/01/2021 – 03/31/2022            |
|   | \$776,512                      | 04/01/2022 – 03/31/2023            |
|   | \$749,638                      | 07/01/2023 – 03/31/2024            |

\*Denotes provider is part of CINERGY Collaborative.

New York  
47(aa)(10.1)

1905(4)(a) Nursing Facility Services

Nursing Homes (continued):

| Provider Name                                 | Gross Medicaid Rate Adjustment | Rate Period Effective              |
|---|--------------------------------|------------------------------------|
| VillageCare Rehabilitation and Nursing Center | <del>\$621,763</del>           | <del>04/01/2020 – 03/31/2021</del> |
|   | \$621,763                      | 04/01/2021 – 03/31/2022            |
|   | \$14,120                       | 10/01/2021 – 03/31/2022            |
|   | \$597,382                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$567,513</u>               | <u>07/01/2023 – 03/31/2024</u>     |
| St. Mary's Center*                            | \$259,009                      | 04/01/2022 – 03/31/2023            |
|   | <u>\$276,235</u>               | <u>07/01/2023 – 03/31/2024</u>     |

\*Denotes provider is part of CINERGY Collaborative.

DRAFT

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

### PUBLIC NOTICE

#### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

#### Long Term Care Services

Effective on or after July 1, 2023, the Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services related to temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$30 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Staten Island, New York 10301

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Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

### PUBLIC NOTICE

#### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, this notice proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are intended to benefit adolescents and young adults with the recent onset of a psychotic disorder, helping to prevent acute service use, reduce disability, and help young people with early psychosis stay on track with their goals for school, work, and relationships.

The estimated aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$4.8 million and \$6.4 million for state fiscal year 2025.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

**SUMMARY**  
**SPA #23-0082**

This State Plan Amendment proposes to update the Ambulatory Patient Group (APG) payment methodology for hospital-based clinic and ambulatory surgery services, including emergency room services, to reflect the recalculated weight and component updates that will become effective on or after July 1, 2023.

DRAFT

New York  
1(e)(2)

**1905(a)(2)(A) Outpatient Hospital Services**

**APG Reimbursement Methodology – Hospital Outpatient**

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](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](http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm) Click on “Contacts.”

**3M APG Crosswalk, version 3.18; updated as of ~~01/01/23 and 04/01/23~~ 07/01/23 and 10/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/crosswalk/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/crosswalk/index.htm)

<http://www.emedny.org/Crosswalk/> Click on “Accept” at bottom of page to gain access.

**APG Alternative Payment Fee Schedule; updated as of 07/01/22:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on “Alternative Payment Fee Schedule.”

**APG Consolidation Logic; logic is from the version of 4/01/08, updated as of ~~01/01/23 and 04/01/23~~ 07/01/23 and 10/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/bundling/](http://www.health.ny.gov/health_care/medicaid/rates/bundling/) Click on “2023”

**APG 3M Definitions Manual Versions; updated as of ~~01/01/23 and 04/01/23~~ 07/01/23 and 10/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/crosswalk/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/crosswalk/index.htm)

**APG Investments by Rate Period; updated as of 01/01/11:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on “Investments by Rate Period.”

**APG Relative Weights; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on “Weights, Proc Weights, and APG Fee Schedule Amounts” file.

**Associated Ancillaries; updated as of 01/01/20:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/apg/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/apg/index.htm) Click on “Ancillary Policy.”

TN #23-0082 Approval Date: \_\_\_\_\_

Supersedes TN #23-0018 Effective Date: July 1, 2023

New York  
1(e)(2.1)

**1905(a)(2)(A) Outpatient Hospital Services**

**Carve-outs; updated as of 10/01/12:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Carve Outs."

**Coding Improvement Factors (CIF); updated as of 07/01/12:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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 as of 01/01/15:**

[http://www.health.state.ny.us/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.state.ny.us/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 07/01/22:**

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

**Modifiers; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Modifiers."

**Never Pay APGs; updated as of 07/01/21:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Never Pay APGs."

**Never Pay Procedures; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Never Pay Procedures."

**No-Blend APGs; updated as of 01/01/20:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "No Blend Procedures."

TN #23-0082 Approval Date \_\_\_\_\_

Supersedes TN #23-0018 Effective Date July 1, 2023

# MISCELLANEOUS NOTICES/HEARINGS

## Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311  
or visit our web site at:  
[www.osc.state.ny.us](http://www.osc.state.ny.us)

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

## PUBLIC NOTICE

Department of Civil Service

PURSUANT to the Open Meetings Law, the New York State Civil Service Commission hereby gives public notice of the following:

Please take notice that the regular monthly meeting of the State Civil Service Commission for July 2023 will be conducted on July 19 and July 20 commencing at 10:00 a.m. This meeting will be conducted at NYS Media Services Center, Suite 146, South Concourse, Empire State Plaza, Albany, NY with live coverage available at <https://www.cs.ny.gov/commission/>.

*For further information, contact:* Office of Commission Operations, Department of Civil Service, Empire State Plaza, Agency Bldg. One, Albany, NY 12239, (518) 473-6598

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to revise provisions of the Ambulatory Patient Group (APG) reimbursement methodology in accordance with the Public Health Law § 2807(2-a)(e). The following changes are proposed:

### Non-Institutional Services

Effective on or after July 1, 2023, the Ambulatory Patient Group (APG) reimbursement methodology is revised to include recalculated weight and component updates in order to update reimbursement for APG payments.

The estimated annual aggregate increase in gross Medicaid expenditures as a result of this proposed amendment is \$4 Million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at <http://www.health.ny.gov/regulations/>

[state\\_plans/status](#). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

**New York County**  
250 Church Street  
New York, New York 10018

**Queens County, Queens Center**  
3220 Northern Boulevard  
Long Island City, New York 11101

**Kings County, Fulton Center**  
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**Richmond County, Richmond Center**  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with Social Services Law Section 365(a)(2)(jj). The following changes are proposed:

### Non - Institutional Services

Effective on or after July 1, 2023, pursuant to Social Services Law § 365-a(2)(jj), as added by section 1 of chapter 733 of the laws of 2022, applied behavior analysis provided by a person licensed, certified, or otherwise authorized to provide applied behavior analysis under article one hundred sixty-seven of the New York State Education Law will be added to Medicaid standard coverage for all enrollees when medically necessary.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$117 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at <http://www.health.ny.gov/regulations/> [state\\_plans/status](#). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

#### Long Term Care Services

Effective on or after July 1, 2023, the Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services related to temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$30 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, this notice proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are intended to benefit adolescents and young adults with the recent onset of a psychotic disorder, helping to prevent acute service use, reduce disability, and help young people with early psychosis stay on track with their goals for school, work, and relationships.

The estimated aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$4.8 million and \$6.4 million for state fiscal year 2025.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

**SUMMARY**  
**SPA #23-0083**

This State Plan Amendment proposes to update the Ambulatory Patient Group (APG) payment methodology for freestanding clinic and ambulatory surgery center services to reflect the recalculated weight and component updates that will become effective on or after July 1, 2023.

DRAFT

New York  
2(g)(2)

**1905(a)(9) Clinic Services**

**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](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](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](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 07/01/22:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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 ~~3.18.23.1 and 3.18.23.2~~ 3.18.23.3 and 3.18.23.4, updated as of ~~01/01/23 and 04/01/23~~ 07/01/23 and 10/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/bundling/](http://www.health.ny.gov/health_care/medicaid/rates/bundling/) Click on "2023"

**APG 3M Definitions Manual; version 3.18 updated as of ~~and 01/01/23 and 04/01/23~~ 07/01/23 and 10/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Investments by Rate Period."

**APG Relative Weights; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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 01/01/20:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/apg/index.htm](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 #23-0083 Approval Date \_\_\_\_\_

Supersedes TN #23-0019 Effective Date July 1, 2023

New York  
2(g)(3)**1905(a)(9) Clinic Services**

**Carve-outs; updated as of 10/01/12. 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](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Carve Outs."

**Coding Improvement Factors (CIF); updated as of 04/01/12 and 07/01/12:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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 01/01/15:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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 07/01/22:**

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

**Modifiers; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Modifiers."

**Never Pay APGs; updated as of 07/01/21:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Never Pay APGs."

**Never Pay Procedures; updated as of ~~01/01/23~~ 07/01/23:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "Never Pay Procedures."

**No-Blend APGs; updated as of 01/01/20:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](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](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "No-Blend Procedures."

**No Capital Add-on APGs; updated as of 01/01/20:**

[http://www.health.ny.gov/health\\_care/medicaid/rates/methodology/index.htm](http://www.health.ny.gov/health_care/medicaid/rates/methodology/index.htm) Click on "No Capital Add-on APGs."

TN #23-0083 Approval Date \_\_\_\_\_

Supersedes TN #23-0019 Effective Date July 1, 2023

# MISCELLANEOUS NOTICES/HEARINGS

## Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311  
or visit our web site at:  
[www.osc.state.ny.us](http://www.osc.state.ny.us)

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

## PUBLIC NOTICE

Department of Civil Service

PURSUANT to the Open Meetings Law, the New York State Civil Service Commission hereby gives public notice of the following:

Please take notice that the regular monthly meeting of the State Civil Service Commission for July 2023 will be conducted on July 19 and July 20 commencing at 10:00 a.m. This meeting will be conducted at NYS Media Services Center, Suite 146, South Concourse, Empire State Plaza, Albany, NY with live coverage available at <https://www.cs.ny.gov/commission/>.

*For further information, contact:* Office of Commission Operations, Department of Civil Service, Empire State Plaza, Agency Bldg. One, Albany, NY 12239, (518) 473-6598

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to revise provisions of the Ambulatory Patient Group (APG) reimbursement methodology in accordance with the Public Health Law § 2807(2-a)(e). The following changes are proposed:

### Non-Institutional Services

Effective on or after July 1, 2023, the Ambulatory Patient Group (APG) reimbursement methodology is revised to include recalculated weight and component updates in order to update reimbursement for APG payments.

The estimated annual aggregate increase in gross Medicaid expenditures as a result of this proposed amendment is \$4 Million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at <http://www.health.ny.gov/regulations/>

[state\\_plans/status](#). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

**New York County**  
250 Church Street  
New York, New York 10018

**Queens County, Queens Center**  
3220 Northern Boulevard  
Long Island City, New York 11101

**Kings County, Fulton Center**  
114 Willoughby Street  
Brooklyn, New York 11201

**Bronx County, Tremont Center**  
1916 Monterey Avenue  
Bronx, New York 10457

**Richmond County, Richmond Center**  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with Social Services Law Section 365(a)(2)(jj). The following changes are proposed:

### Non - Institutional Services

Effective on or after July 1, 2023, pursuant to Social Services Law § 365-a(2)(jj), as added by section 1 of chapter 733 of the laws of 2022, applied behavior analysis provided by a person licensed, certified, or otherwise authorized to provide applied behavior analysis under article one hundred sixty-seven of the New York State Education Law will be added to Medicaid standard coverage for all enrollees when medically necessary.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$117 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at <http://www.health.ny.gov/regulations/> [state\\_plans/status](#). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

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250 Church Street  
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Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

#### Long Term Care Services

Effective on or after July 1, 2023, the Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services related to temporary rate adjustments to long term care providers that are undergoing closure, merger, consolidation, acquisition or restructuring themselves or other health care providers. These payments are authorized by current State statutory and regulatory provisions. The temporary rate adjustments will be reviewed and approved by the CINERGY Collaborative.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$30 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

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3220 Northern Boulevard  
Long Island City, New York 11101

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1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services. The following changes are proposed:

#### Non-Institutional Services

Effective on or after July 1, 2023, this notice proposes to establish Medical Assistance coverage and rates of payment for Coordinated Specialty Care (CSC), an evidence-based practice model for the treatment of young people experiencing a first episode of psychosis (FEP). CSC services are intended to benefit adolescents and young adults with the recent onset of a psychotic disorder, helping to prevent acute service use, reduce disability, and help young people with early psychosis stay on track with their goals for school, work, and relationships.

The estimated aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2024 is \$4.8 million and \$6.4 million for state fiscal year 2025.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, spa\_inquiries@health.ny.gov

**SUMMARY**  
**SPA #23-0087**

This State Plan Amendment proposes to revise the State Plan to increase the reimbursement rates for EI transportation service one-way trips to authorized EI services. Rates for EI transportation services have not been increased since 2009.

DRAFT



Non-Institutional Services

The following is a clarification to the March 29, 2023, noticed provision, to allow for reimbursement of Medicaid covered services provided by pharmacists and pharmacy interns within their lawful scope of practice. With clarification, based on the enacted budget, the fiscal impact for this proposal has been revised to zero.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
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Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

**PUBLIC NOTICE**  
Department of Health

Pursuant to 42 CFR Section 447.205, the Office of Mental Health and the Department of Health hereby give public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for institutional services as authorized by § 2826 of the New York Public Health Law. The following changes are proposed:

Institutional Services

Effective on or after July 1, 2023, this proposal relates to temporary rate adjustments to Article 28 Hospitals that are undergoing a closure, merger, consolidation, acquisition or restructuring of themselves or other health care providers.

Additional temporary rate adjustments have been reviewed and approved for the following hospitals:

- Saint Joseph’s Health

The aggregate payment amounts total up to \$2,897,078 for the period July 1, 2023, through March 31, 2024.

The aggregate payment amounts total up to \$2,843,460 for the period April 1, 2024, through March 31, 2025.

The aggregate payment amounts total up to \$2,162,669 for the period April 1, 2025, through March 31, 2026.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department of Health’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status).

Copies of the proposed State Plan Amendments will be on file in each local (county) social services district and available for public review.

For the New York City district, copies will also be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

*For further information and to review and comment, please contact:* Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1460, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

**PUBLIC NOTICE**  
Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services in accordance with Section 2559 of the New York State Public Health Law. The following changes are proposed:

Non-Institutional Services

Effective on or after July 1, 2023, all claiming for transportation will be on a fee-for-service basis for each one-way trip. The EI Program transportation rates will be revised from the current Preschool Supportive Health Services Program (PSSHS) one-way trip rates from 2009 to the new rates developed pursuant to a 2021 Cost Study of Early Intervention (EI) Transportation services conducted by Public Consulting Group. Municipalities may continue to use existing transportation vendors paid at the contractual rate, however, the municipalities will receive state share reimbursement at the EIP established rates.

There is no additional estimated annual change to gross Medicaid expenditures as a result of the proposed amendments.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department’s website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

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*For further information and to review and comment, please contact:*  
Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with Sections 368-d and 368-e of the Social Services Law. The following changes are proposed:

### Non-Institutional Services

Effective on or after July 1, 2023, the Department of Health proposes to request federal approval to extend utilization of certified public expenditures (CPEs) reimbursement methodology for School Supportive Health Services. The Department also intends to request federal approval to include coverage of medical services under the Medicaid School Supportive Health Services Program (SSHSP) for all Medicaid-enrolled students, including those without an Individualized Education Plan.

The estimated annual net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$25 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

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*For further information and to review and comment, please contact:*

Department of Health, Division of Finance and Rate Setting, 99  
Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY  
12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

## PUBLIC NOTICE

New York City Deferred Compensation Plan  
and NYCE IRA

The New York City Deferred Compensation Plan & NYCE IRA (the "Plan") is seeking proposals from qualified vendors to provide Investment Consulting Services for the City of New York Deferred Compensation Plan. The Request for Proposals ("RFP") will be available beginning on Monday, June 12, 2023. Responses are due no later than 4:30 p.m. Eastern Time on Friday, June 30, 2023. To obtain a copy of the RFP, please visit the Plan's website at [www1.nyc.gov/site/olr/about/about-rfp.page](http://www1.nyc.gov/site/olr/about/about-rfp.page) and download and review the applicable documents.

*If you have any questions, please email them to:* Georgette Gestely, Director, at [RFPMail@nyceplans.org](mailto:RFPMail@nyceplans.org)

Consistent with the policies expressed by the City, proposals from certified minority-owned and/or women-owned businesses or proposals that include partnering arrangements with certified minority-owned and/or women-owned firms are encouraged. Additionally, proposals from small and New York City-based businesses are also encouraged.

## PUBLIC NOTICE

Department of State

F-2023-0357

Date of Issuance – June 28, 2023

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act (CZMA) of 1972, as amended.

The applicant has certified that the proposed activities comply with and will be conducted in a manner consistent with the federally approved New York State Coastal Management Program (NYSCMP). The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2023-0357, the applicant, Gina Yannucci, is proposing to remove existing fixed dock and floats and install a new 4' x 120' open grate catwalk leading to seasonal 3' x 30' ramp, 5' x 40' float, 15' x 15' float, and 6' x 12' jet ski float. Catwalk to be elevated 4' over tidal vegetation, supported by (22) 10" diameter piles, and floats will be chocked 24" off bottom. This project is located at 98 Old Field Road, Village of Old Field, Suffolk County, Conscience Bay

The applicant's consistency certification and supporting information are available for review at: <https://dos.ny.gov/system/files/documents/2023/06/f-2023-0357.pdf> or at <https://dos.ny.gov/public-notices>

The proposed activity would be located within or has the potential to affect the following Special Management or Regulated Area(s):

- Conscience Bay, Little Bay, & Setauket Harbor Significant Coastal Fish and Wildlife Habitat: [https://dos.ny.gov/system/files/documents/2020/03/conscience\\_bay\\_little\\_bay\\_setauket\\_harbor.pdf](https://dos.ny.gov/system/files/documents/2020/03/conscience_bay_little_bay_setauket_harbor.pdf)

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice or July 28, 2023.

*Comments should be addressed to:* Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. Electronic submissions can be made by email at: [CR@dos.ny.gov](mailto:CR@dos.ny.gov)

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

**SUMMARY**  
**SPA #23-0089**

This State Plan Amendment proposes to cover the Chronic Disease Self-Management Program (CDSMP) for Arthritis for dates of service on or after October 1, 2023. CDSMP is an evidence-based, self-management interactive program for adults that focuses on disease management skills including decision-making, problem-solving, and action planning to prolong life and promote the health of the Medicaid member.

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**Public Notice**  
**NYS Department of Health**

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with NYS Social Services Law Section 365-a (2)(II), as added by section 1 of Part R of Chapter 57 of the Laws of 2023. The following changes are proposed:

**Non-Institutional Services**

Effective on or after October 1, 2023, NYS Medicaid will begin covering the Chronic Disease Self-Management Program (CDSMP) for Arthritis. CDSMP is an interactive workshop for adults that focuses on disease management skills including decision making, problem-solving, and action planning. Its purpose is to increase confidence, physical and psychological well-being, knowledge to manage chronic conditions, and the motivation to manage challenges associated with chronic diseases including arthritis. CDSMP has been shown to improve disease management skills, mental well-being, quality of life, and patient-physician relationships, in addition to reducing healthcare expenditures.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$1.4 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's

website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County  
250 Church Street  
New York, New York 10018

Queens County, Queens Center  
3220 Northern Boulevard  
Long Island City, New York 11101

Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

For further information and to review and comment, please contact:

New York State Department of Health  
Division of Finance and Rate Setting  
99 Washington Ave  
One Commerce Plaza  
Suite 1432  
Albany, New York 12210  
[spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)

**SUMMARY**  
**SPA #23-0093**

This State Plan Amendment proposes to reimburse nursing home bed hold days for hospitalization for the five New York State Veteran's nursing homes in accordance with Chapter 586 of the Laws of 2022.

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McHenry Township, Lycoming County, Pa. Application for renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20180901).

10. Project Sponsor and Facility: Indian Hills Golf and Tennis Club, Shamokin Township, Northumberland County, Pa. Application for renewal of consumptive use of up to 0.099 mgd (30-day average) (Docket No. 19980504).

11. Project Sponsor and Facility: Inflection Energy (PA) LLC (Loyalsock Creek), Upper Fairfield Township, Lycoming County, Pa. Application for renewal of surface water withdrawal of up to 1.700 mgd (peak day) (Docket No. 20221214).

12. Project Sponsor: Lucky Bear, LLC. Project Facility: Liberty Forge Golf Course (Yellow Breeches Creek), Lower and Upper Allen Townships, Cumberland County, Pa. Applications for renewal of surface water withdrawal of up to 0.432 mgd (peak day) and consumptive use of up to 0.375 mgd (peak day) (Docket No. 19980906).

13. Project Sponsor and Facility: Montgomery Water Authority, Clinton Township, Lycoming County, Pa. Modification to increase groundwater withdrawal (30-day average) from Well 3 by an additional 0.098 mgd, for a total groundwater withdrawal of up to 0.318 mgd, and increase the total system withdrawal limit (30-day average) from 0.492 mgd to 0.730 mgd from Wells 1, 3, and 4 (Docket No. 20210304).

14. Project Sponsor and Facility: Nicholas Meat, LLC, Greene Township, Clinton County, Pa. Applications for groundwater withdrawals (30-day averages) of up to 0.288 mgd from Well WS-1, 0.173 mgd from Well WS-3, and 0.144 mgd from Well WS-4.

15. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Susquehanna River), Terry Township, Bradford County, Pa. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20180909).

16. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Wappasening Creek), Windham Township, Bradford County, Pa. Application for renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20070910).

17. Project Sponsor and Facility: Seneca Resources Company, LLC (Crooked Creek), Middlebury Township, Tioga County, Pa. Application for surface water withdrawal of up to 3.000 mgd (peak day).

18. Project Sponsor: South Slope Development Corporation. Project Facility: Song Mountain Ski Resort, Town of Preble, Cortland County, N.Y. Applications for renewal of surface water withdrawal of up to 0.999 mgd (30-day average) from an unnamed tributary to Crooked Lake, consumptive use of up to 0.249 mgd (30-day average), and groundwater withdrawal of up to 0.960 mgd (30-day average) from Well MW-3 (Docket No. 20070901).

19. Project Sponsor and Facility: S.T.L. Resources, LLC (Pine Creek), Pike Township, Potter County, Pa. Application for surface water withdrawal of up to 3.000 mgd (peak day).

20. Project Sponsor: T & C Mobile Home & Construction Services, LLC. Project Facility: Glezen Mine, Town of Lisle, Broome County, N.Y. Application for consumptive use of up to 0.099 mgd (30-day average).

21. Project Sponsor and Facility: Village of Hamilton, Town of Hamilton, Madison County, N.Y. Applications for renewal of groundwater withdrawals (30-day averages) of up to 1.730 mgd from Payne Brook Well 1 and 1.500 mgd from Payne Brook Well 2 (Docket Nos. 19871101 and 19970706).

22. Project Sponsor and Facility: Village of Sidney, Town of Sidney, Delaware County, N.Y. Modification to extend the approval term of the groundwater withdrawal approval (Docket No. 19860201) to provide time for development of a replacement source for existing Well 2 88.

#### Opportunity to Appear and Comment:

Interested parties may call into the hearing to offer comments to the Commission on any business listed above required to be the subject of a public hearing. Given the nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at [joyler@srbc.net](mailto:joyler@srbc.net) before the hearing date. The presiding officer

reserves the right to limit oral statements in the interest of time and to control the course of the hearing otherwise. Access to the hearing via telephone will begin at 6:15 p.m. Guidelines for the public hearing are posted on the Commission's website, [www.srbc.net](http://www.srbc.net), before the hearing for review. The presiding officer reserves the right to modify or supplement such guidelines at the hearing. Written comments on any business listed above required to be the subject of a public hearing may also be mailed to Mr. Jason Oyler, Secretary to the Commission, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, Pa. 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments mailed or electronically submitted must be received by the Commission on or before Monday, August 21, 2023, to be considered.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: July 6, 2023.

Jason E. Oyler,

General Counsel and Secretary to the Commission

## PUBLIC NOTICE

### Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services to comply with Chapter 586 of the Laws of 2022. The following changes are proposed:

#### Long Term Care Services

Effective on or after August 1, 2023, the Department of Health will reimburse nursing home bed hold days for hospitalization for the five New York State Veteran's nursing homes, at fifty percent of the Medicaid rate otherwise payable to the facility for services in certain situations.

The estimated net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2023-2024 is \$416,000.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at [http://www.health.ny.gov/regulations/state\\_plans/status](http://www.health.ny.gov/regulations/state_plans/status). Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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Kings County, Fulton Center  
114 Willoughby Street  
Brooklyn, New York 11201

Bronx County, Tremont Center  
1916 Monterey Avenue  
Bronx, New York 10457

Richmond County, Richmond Center  
95 Central Avenue, St. George  
Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, [spa\\_inquiries@health.ny.gov](mailto:spa_inquiries@health.ny.gov)