



DIVISION OF MEDICAID AND CHILDREN'S HEALTH OPERATIONS

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April 26, 2017

Jason A. Helgerson  
State Medicaid Director  
Deputy Commissioner  
Office of Health Insurance Programs  
NYS Department of Health  
Empire State Plaza  
Corning Tower, Room 1466  
Albany, NY 12237

Dear Mr. Helgerson:

New York has requested to immediately withdraw proposed State Plan Amendment (SPA) 13-03. The SPA proposes to revise the state plan to allow physicians to treat patients in the patient's home or nursing facility, rather than in a certified Article 28 hospital outpatient clinic or emergency room and free standing clinics.

Please accept this letter as acknowledgment that CMS has received and honored the state's request.

Should you have any questions or concerns related to the withdrawal of this SPA, please do not hesitate to contact Tara Smith Porcher of my office at 212.616.2418 or [tara.porcher@cms.hhs.gov](mailto:tara.porcher@cms.hhs.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael Melendez". The signature is written in a cursive style and is positioned above the printed name of the sender.

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