

New York State's Policies Regarding Its Commitment to  
Ensure Compliance with the Laws and Regulations Related  
To the Receipt of Federal Medicaid Financial Participation in  
The School and Preschool Supportive Health Services Programs

It is the policy of the State of New York that all claims for reimbursement by the New York Medicaid Program for any service provided through the School and Preschool Supportive Health Services Programs meet all requirements for federal financial participation established by federal statutes and regulations. Failure to comply with such federal requirements may result in the loss of federal Medicaid financial participation for these services.

The State of New York requires the New York State Department of Health, as the single state Medicaid agency, the New York State Education Department and all local school districts, 4201 Schools, the City of New York and counties providing services, directly or indirectly, to school and preschool children under the School and Preschool Supportive Health Services Programs to comply with all aspects of the federal statutes and regulations that govern the availability of federal Medicaid financial participation for such services.

The Department of Health, State Education Department and all local school districts, 4201 Schools, the City of New York and counties providing school and preschool supportive health services, directly or indirectly, shall provide their employees, non-employees and contractors involved in the provision of, or claiming federal Medicaid financial participation for, such services with the information they need to conform their conduct to the standards and requirements established by the federal statutes and regulations governing the availability of federal Medicaid financial participation for such services. Such departments, districts, schools, city and counties shall instruct their employees, non-employees and contractors involved in the provision of, or claiming federal Medicaid financial participation for, school and preschool supportive health services that they are required to conform their conduct to the governing federal statutes and regulations and that the documented failure to do so may result in adverse consequences to them.

It is the policy of the State of New York that within 60 days of receiving notice from the Centers for Medicare and Medicaid Services of the United States Department of Health and Human Services of a change to one or more federal statutory or regulatory requirements for claiming federal Medicaid financial participation for school and preschool supportive health services, the New York State Department of Health and the New York State Education Department shall review all of their relevant state policies and procedures and shall initiate all revisions needed to conform them to such changes in federal statutes or regulations. The New York State Department of Health or the New York State Education Department, as relevant, shall inform all local school districts, 4201 Schools, the City of New York and counties providing school and preschool supportive health services, directly or indirectly, of any such changes made to federal or state policies and procedures and instruct them that they must comply with the modified federal and state requirements.

Approved By:

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Deborah Bachrach, Deputy Commissioner  
Office of Health Insurance Programs  
New York State Department of Health

Date:

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Approved By:

Theresa E. Savo

Theresa E. Savo, Deputy Commissioner  
Operations and Management Services  
New York State Education Department

Date:

10/16/09