

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-01-16
Baltimore, MD 21244-1850



Children and Adults Health Programs Group

June 13, 2023

Gabrielle Armenia
Director, Division of Coverage and Enrollment
Office of Health Insurance Programs
State of New York Department of Health
Corning Tower, Empire State Plaza
Albany, NY 12237-0004

Dear Ms. Armenia:

Your title XXI Children's Health Insurance Program (CHIP) State Plan Amendment (SPA) number NY-23-0036-CHIP, submitted on March 9, 2023, has been approved. Through this SPA, New York provides 12 months of continuous postpartum coverage to individuals enrolled in its separate CHIP, pursuant to section 9822 of the American Rescue Plan Act of 2021 (ARP). This SPA has an effective date of March 1, 2023 and is a companion to the Medicaid continuous postpartum coverage Medicaid SPA, NY-23-0006.

Section 9822 of the ARP added section 2107(e)(1)(J) to the Social Security Act, which requires states to provide continuous eligibility throughout an individual's pregnancy and 12-month postpartum period in CHIP if the state has elected this option in Medicaid. In New York, this provision applies to targeted low-income children who are pregnant.

In addition, the state has implemented a manual process on May 1, 2023 to phase out all state-specific exceptions to the continuous eligibility period for children to be consistent with CHIP regulations at 42 CFR 457.342. No later than September 2024, the state plans to transition to an automated process.

Although the state plan template indicates that the state option to provide 12 months of continuous postpartum coverage to individuals enrolled in its separate CHIP sunsets on March 31, 2027, section 5113 of the Consolidated Appropriations Act, 2023 eliminated the sunset date and made the option permanent. If the state would like to eliminate extended postpartum coverage in the future, it should submit a new state plan amendment.

Page 2 – Ms. Gabrielle Armenia

Your Project Officer is Shakia Singleton. She is available to answer your questions concerning this amendment and other CHIP-related matters. Ms. Singleton's contact information is as follows:

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Telephone: (410) 786-3413
E-mail: Shakia.Singleton@cms.hhs.gov

If you have additional questions, please contact Meg Barry, Director, Division of State Coverage Programs, at (410) 786-1536. We look forward to continuing to work with you and your staff.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sarah deLone". The signature is fluid and cursive, with a long, sweeping underline that extends to the left.

Sarah deLone
Director