

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
JFK Federal Building, Government Center
Room 2275
Boston, Massachusetts 02203



Division of Medicaid and Children's Health Operations / Boston Regional Office

September 20, 2010

JudyAnn Bigby, M.D., Secretary
Executive Office of Health and Human Services
One Ashburton Place, Room 1109
Boston, Massachusetts 02108

Dear Dr. Bigby:

We have reviewed Massachusetts' State Plan Amendment ("SPA") No. 10-002, received in the Boston Regional Office on June 25, 2010. This amendment complies with Section 115 of the Medicare Improvements for Patients and Providers Act of 2008, which requires States to exempt Medicare cost-sharing benefits paid under the Medicare Savings Programs (MSPs) from estate recovery under section 1917(b)(1) of the Act. Based on the information provided, we are pleased to inform you that Massachusetts SPA 10-002 is approved, effective April 1, 2010. Enclosed is a copy of the CMS-179 form, as well as the approved pages for incorporation in the Massachusetts Medicaid State Plan. The Remarks section of the CMS-179 indicates the changes that were mutually agreed to during the processing of this SPA.

Please inform the federally recognized tribes in Massachusetts of the changes brought forth by this SPA. If you have any questions, please contact Aaron Wesolowski of my staff. Aaron Wesolowski can be reached at 617-565-1325 or by email at aaron.wesolowski@cms.hhs.gov.

Sincerely,

/s/

Richard R. McGreal
Associate Regional Administrator

cc: Terry Dougherty, Medicaid Director
Michael Coleman, State Plan Coordinator