

TO: Local District Commissioners, Medicaid Directors, Temporary Assistance Directors

FROM: Judith Arnold, Director
Division of Coverage and Enrollment

SUBJECT: Treatment of an Emergency Medical Condition

EFFECTIVE DATE: Immediately

CONTACT PERSON: Local District Liaison
Upstate: (518) 474-8887 New York City: (212) 417-4500

This message is to remind local departments of social services that they must continue to accept chemotherapy and radiation as emergency medical services for undocumented individuals and others who are entitled only to coverage for treatment of an emergency medical condition ("07 coverage"), until formally notified to do otherwise by the Department of Health.

Applications for coverage of an emergency medical service must be accompanied by the LDSS-3955 (Upstate) or MAP 2151 (NYC): "Certification of Treatment of Emergency Medical Condition," completed and signed by a physician.

As defined in federal regulation, the term "emergency medical condition" means a medical condition (including emergency labor and delivery) manifesting itself by acute symptoms of sufficient severity (including severe pain) such that the absence of immediate medical attention could reasonably be expected to result in:

- placing the person's health in serious jeopardy;
- serious impairment to bodily functions; or
- serious dysfunction of any bodily organ or part.

The Department is seeking further clarification regarding this regulation from the Centers for Medicaid and Medicare Services.