

**REMINDER:**

NYS Medicaid follows NYS Education Law requirements for all prescriptions (including labeling). NYS Medicaid does NOT require the name and signature of the supervising physician be included on the prescription.

The requirement of the NYS Medicaid enrolled supervising physician's NPI is a BILLING requirement, NOT a prescription requirement.

NYS Medicaid has always recognized prescriptions written by providers legally authorized to prescribe per NYS Education Law Article 131 Section 6526 and 10NYCRR 80.75(e). This includes residents, interns and foreign physicians in a training program.

Because NYS Medicaid only enrolls licensed providers, it cannot enroll unlicensed residents, interns or foreign physicians in training. Therefore, **for Medicaid billing purposes only**, pharmacy **claims** for services ordered by residents, interns and foreign physicians in a training program must identify the NYS Medicaid enrolled supervising physician.

Prescriptions written by unlicensed medical residents do not require a signature of the attending physician.

With the implementation of OPRA, all claims MUST be submitted with the NPI of an enrolled NYS Medicaid provider. NYS Medicaid's requirement of the supervising/attending physician's identification on all claims submitted for prescriptions written by residents, interns and foreign physicians in a training program meets OPRA's requirement.

As a suggestion, if the resident wrote his Medicaid enrolled supervising/attending physician's NPI on the prescription, this would give the Medicaid enrolled pharmacy sufficient information for billing purposes and satisfy the OPRA requirement.