

Expansion of Exempt Formula Check Cashing to Authorized WIC Grocery Stores without Pharmacies based on the following criteria:

An authorized retail vendor may apply to cash checks for exempt formula provided they meet all of the following criteria:

1. The retail vendor must have three or more cash registers.
2. The retail vendor must be part of a chain with at least five stores authorized by NYS WIC.
3. The retail vendor must be on the WIC program a minimum of 12 months.
4. The retail vendor must not have a past history of program abuse during the previous 36 months. This includes sanctions or violations that resulted in civil money penalty, termination, non-renewal, or disqualification.
5. The retail vendor will be subject to an annual audit, which includes: submitting proof of formula purchases (valid purchase slips/invoices from an approved formula supplier). A valid purchase slip/invoice must include the name and address of supplier/wholesaler; name and address of purchasing store; date of purchase; accurate description of item (ex. stock #/UPC/size); quantity purchased; unit price and total cost supporting formula sales.

Small (1 - 2 cash register) stores and non-chains are excluded due to lack of inventory controls as evidenced by audits conducted by NYS DOH. Small stores and independently owned stores are much less likely to be able to adequately stock the quantities needed for check fulfillment and have much higher rates of noncompliance with documentation requirements upon audit.

If all the above mentioned criteria are met, these authorized retail vendors may cash checks for the following *Approved Formulas* only, which are widely available for purchase by the general public:

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| 1. Enfamil Premium Infant | 7. Similac Alimentum |
| 2. Enfamil AR | 8. Boost/Boost High Protein/ Boost Kid Essentials |
| 3. Enfamil Gentlease | 9. Ensure/Ensure Plus |
| 4. Enfamil ProSobee | 10. PediaSure/PediaSure with Fiber |
| 5. Enfamil Nutramigen | 11. PediaSure Enteral/PediaSure Enteral with Fiber |
| 6. Enfamil Nutramigen with Enflora LGG | |

Special Medical Formulas Excluded from this Exemption

The formulas listed below are prescribed to medically fragile infants and are generally only available through special order by a pharmacy. Checks for these formulas must continue to be redeemed at an authorized pharmacy or retail vendor with a pharmacy inside:

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| 1. EleCare For Infants | 5. Pregestimil |
| 2. Neocate Infant with DHA and ARA | 6. Enfaport |
| 3. Enfamil EnfaCare | 7. Similac PM 60/40 |
| 4. Similac Neosure | |

Retail vendors must complete the Non-Pharmaceutical Exempt Formula Application and submit to:

**NYS Department of Health
Division of Nutrition - BSFP/FDVMS
Riverview Center - Room 650
150 Broadway
Albany, NY 12204-2719**