



**George E. Pataki**  
Governor

**NEW YORK STATE**  
**OFFICE OF CHILDREN & FAMILY SERVICES**  
52 WASHINGTON STREET  
RENSSELAER, NY 12144

**John A. Johnson**  
Commissioner

## Local Commissioners Memorandum

<b>Transmittal:</b>	04-OCFS-LCM-18
<b>To:</b>	Local District Commissioners
<b>Issuing Division/Office:</b>	Administration
<b>Date:</b>	October 26, 2004
<b>Subject:</b>	Committee on Special Education Maintenance Rates for Out-of-State Residential Schools Approved by the New York State Education Department for July 1, 2004, to June 30, 2005
<b>Contact Person(s):</b>	Daniel Zeidman (518) 474-9572 or Sarita Wells (518) 486-3437; or by e-mail through Outlook or Exchange; or <a href="mailto:Daniel.Zeidman@dfa.state.ny.us">Daniel.Zeidman@dfa.state.ny.us</a> or <a href="mailto:Sarita.Wells@dfa.state.ny.us">Sarita.Wells@dfa.state.ny.us</a>
<b>Attachments:</b>	Out-of-State Rate Chart for Committee on Special Education Maintenance Rates for July 1, 2004, to June 30, 2005
<b>Attachments Available On – Line:</b>	Rate Charts are available on the Rate Setting page of the OCFS Website at the address specified below, and are updated as needed.  <i>Link to Internet Site:</i> <a href="http://www.ocfs.state.ny.us/main/rates/">http://www.ocfs.state.ny.us/main/rates/</a>

### I. Purpose

The purpose of this Local Commissioners Memorandum (LCM) is to issue the Committee on Special Education (CSE) Maintenance rates for out-of-state residential schools approved by the State Education Department (SED). These CSE Maintenance rates are effective for the period July 1, 2004, to June 30, 2005.

## **II. Background**

Annually, the Office of Children and Family Services (OCFS) issues out-of-state CSE Maintenance rates to local social services districts advising them of the approved rates. These rates are based on rate information approved by other states, recommended by SED, and reviewed and approved by OCFS. Rates specified in the attached rate chart must be used by local social services districts as the basis for making CSE Maintenance payments for children approved by SED for residential placements in out-of-state private residential schools. Issuance of and payment responsibilities for these rates are governed by Section 4405 of Education Law as well as Section 153 of the Social Services Law.

## **III. Program Implications**

The CSE Maintenance rates published in the attached chart are 12-month rates except where noted. The social services district where the child is a legal resident is responsible for the 10-month CSE Maintenance payment, in the first instance. Changes in Education and Social Services Law brought about by passage of Chapter 62 of the Laws of 2003 provide that the school district of residence must reimburse the social services district for 20 percent of the maintenance costs for such children. Pursuant to those amendments, the local school district placing the child will be responsible for the 10-month CSE tuition payment, as well as a portion of the 10-month CSE Maintenance payment. 03-OCFS-LCM-22 and 04-OCFS-LCM-13 provided specific information regarding the procedures for implementing these statutory amendments.

The social services district is not responsible for either maintenance or tuition payments for CSE summer school placements.

The CSE Maintenance rates in the attached chart are the rates that must be paid for eligible children. These rates are not negotiable pursuant to Section 4405 of Education Law.

**IV. Other**

Copies of this LCM should be shared with Child Welfare Staff and Accounting Supervisors.

For questions regarding this LCM, please contact:

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*Susan A. Costello s/s*

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**Issued By:**

Name: Susan A. Costello

Title: Deputy Commissioner for Administration

Division/Office: Administration

Attachment

New York State Office of Children and Family Services  
Out-of-State CSE Maintenance Rates  
July 1, 2004 – June 30, 2005

<b>Agency</b>	<b>Code</b>	<b>Rate</b>	<b>Eff. Date</b>
Bancroft School – Regular	NR		7/1/04 - 6/30/05
Bancroft School – Autistic	NR		7/1/04 - 6/30/05
Bancroft School – Lindens	NR		7/1/04 - 6/30/05
Berkshire Meadows	NR		7/1/04 - 6/30/05
Boston Higashi School	NR		7/1/04 - 6/30/05
Crotched Mountain Group Home - Behavior Management	NR		7/1/04 - 6/30/05
Crotched Mountain Apartments - Fox Meadow	NR		7/1/04 - 6/30/05
Crotched Mountain -Medically Involved	NR		7/1/04 - 6/30/05
Devereux Foundation - Kanner		193.20	7/1/04 - 6/30/05
Devereux Foundation - Brandywine		234.01	7/1/04 - 6/30/05
Devereux Foundation - Mapleton		234.01	7/1/04 - 6/30/05
Devereux Foundation - Dcbhc Acute		369.00	7/1/04 - 6/30/05
Devereux Foundation - Gateway		234.01	7/1/04 - 6/30/05
Devereux Glenholm Ct - Reg		158.54	7/1/04 - 6/30/05
Devereux Glenholm Ct - Intensive		231.33	7/1/04 - 6/30/05
Dr. Franklin Perkins	NR		7/1/04 - 6/30/05
Elwyn Institute	NR		7/1/04 - 6/30/05
Evergreen Center - Basic Skills	NR		7/1/04 - 6/30/05
Evergreen Center - Behavior Disabilities Unit	NR		7/1/04 - 6/30/05
Hillcrest – Brookside		239.87	7/1/04 - 6/30/05
Hillcrest - High Point		239.87	7/1/04 - 6/30/05
Hillcrest - Hillcrest Center		239.87	7/1/04 - 6/30/05
Hillcrest - Intensive Treatment		370.01	7/1/04 - 6/30/05
Judge Rotenberg Educ. Ctr.		342.16	7/1/04 - 6/30/05

Kids Peace - Therapeutic Residential		287.93	7/1/04 - 6/30/05
Kids Peace - Specialized Comm. Res.		287.93	7/1/04 - 6/30/05
Kids Peace - Dual Diagnosis Res.		287.93	7/1/04 - 6/30/05
Kids Peace - Pioneer Center Specialized Res.		287.93	7/1/04 - 6/30/05
Kids Peace - Athlete's Center Intensive Res.		287.93	7/1/04 - 6/30/05
Kids Peace - National Hospital		603.80	7/1/04 - 6/30/05
Kolburne School - Program 3 Intensive		197.81	7/1/04 - 6/30/05
Matheny School	NR		7/1/04 - 6/30/05
May Institute – Chatham		244.90	7/1/04 - 6/30/05
May Institute – Brockton		287.13	7/1/04 - 6/30/05
Melmark - C 0 Program		275.62	7/1/04 - 6/30/05
Melmark - C 1 Program		216.13	7/1/04 - 6/30/05
New England Center For Children - Regular		253.72	7/1/04 - 6/30/05
New England Center For Children - Severe		395.75	7/1/04 - 6/30/05
Pathway School - Intensive Regular		180.68	7/1/04 - 6/30/05
Pathway School - Intensive Support Program		298.06	7/1/04 - 6/30/05
Perkins School For The Blind - Blind	NR		7/1/04 - 6/30/05
Perkins School For The Blind - Deaf, Blind, Multi-Handicapped	NR		7/1/04 - 6/30/05
Perkins School For The Blind - Multi-Impaired	NR		7/1/04 - 6/30/05
Perkins School For The Blind - Severely Impaired	NR		7/1/04 - 6/30/05
Woods School – Regular		256.05	7/1/04 - 6/30/05
Woods School - Challenging Behavior		294.44	7/1/04 - 6/30/05

## Codes:

NR - No fiscal report submitted

UR - Rate under review