



# Office of Children and Family Services

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Governor

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## Administrative Directive

<b>Transmittal:</b>	23-OCFS-ADM-12
<b>To:</b>	Local Departments of Social Services Commissioners
<b>Issuing Division/Office:</b>	Division of Administration
<b>Date:</b>	June 16, 2023
<b>Subject:</b>	<b>Committee on Special Education Maintenance Rates for July 1, 2022, Through June 30, 2023, for Out-of-State Residential Schools Approved by the New York State Education Department</b>
<b>Suggested Distribution:</b>	Accounting Supervisors
<b>Contact Person(s):</b>	Katherine Tiisler at (518) 473-1672, <a href="mailto:Katherine.Tiisler@ocfs.ny.gov">Katherine.Tiisler@ocfs.ny.gov</a> Karen Williams at (518) 486-3748, <a href="mailto:Karen.Williams2@ocfs.ny.gov">Karen.Williams2@ocfs.ny.gov</a>
<b>Attachments:</b>	<i>Out-of-State Committee on Special Education Maintenance Rates for July 1, 2022, to June 30, 2023</i>

### Filing References

Previous ADMs/INFs	Releases Cancelled	NYS Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
22-OCFS-ADM-22			SSL 153 EL 4405 Chapter 57 of the Laws of 2022		04-OCFS-LCM-13

### I. Purpose

The purpose of this Administrative Directive (ADM) is to issue the Committee on Special Education (CSE) maintenance rates for out-of-state residential schools approved by the New York State Education Department (SED). These CSE maintenance rates are effective for the period July 1, 2022, to June 30, 2023.

### II. Background

Annually, the New York State Office of Children and Family Services (OCFS) advises local departments of social services (LDSSs) and school districts of the approved out-of-state CSE maintenance rates for residential schools approved by SED. These rates are based on rate information approved by other states, recommended by SED, and reviewed and issued by OCFS. Rates specified in the attached rate chart must be used by LDSSs to make 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 authorized in section 4405 of Education Law as well as in section 153 of Social Services Law.

### III. Program Implications

The LDSS where the child is a legal resident is responsible for the 10-month CSE maintenance payment for services provided from September through June. The LDSS is not responsible for either maintenance or tuition payments for CSE summer school placements; these are the responsibility of the placing school district.

Pursuant to Chapter 57 of the Laws of 2022, the 10-month CSE maintenance reimbursement formula has been revised as follows: the local share remains at 43.152%, and the share chargeable to the child's school district of residence for 10-month CSE maintenance payments remains at 56.848%; there is no state share. During the summer (July 1 to August 31), the school district of residence's share is 100%.

The CSE maintenance rates in the attached chart are the rates that must be paid for eligible children. Pursuant to section 4405 of the Education Law, these rates are not negotiable. For a local district CSE maintenance payment to be reimbursable, a CSE maintenance rate must be published by OCFS.

### IV. Required Action

The rates noted in the OCFS CSE rate letters for July 1, 2022, to June 30, 2023, issued by OCFS to CSE out-of-state providers, must be paid by the responsible LDSS for care during the period July 1, 2022, and June 30, 2023.

### V. Systems Implications

Existing procedures for processing CSE maintenance payments and claims will continue to be applicable.

### VI. Additional Information

Rate charts are available on the Rate Information page of the OCFS website at the address below and are updated as needed.

Link to internet site: <https://www.ocfs.state.ny.us/main/rates/>

### VII. Contacts

Katherine Tiisler at (518) 473-1672, [Katherine.Tiisler@ocfs.ny.gov](mailto:Katherine.Tiisler@ocfs.ny.gov)

Karen Williams at (518) 486-3748, [Karen.Williams2@ocfs.ny.gov](mailto:Karen.Williams2@ocfs.ny.gov)

### VIII. Effective Date

This directive is effective as of July 1, 2022.

*/s/ Sharon Devine*

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#### Issued by:

Name: Sharon Devine

Title: Deputy Commissioner for Administration

Division/Office: Division of Administration

**New York State Office of Children and Family Services  
Out-of-State CSE Maintenance Rates  
July 1, 2022 – June 30, 2023**

<i>Agency</i>	<i>Code</i>	<i>Rate</i>	<i>Eff. Date</i>
American School for the Deaf – Paces 7 Day		\$774.25	7/1/22
Boston Higashi School – 365 Day Program		\$422.19	7/1/22
Devereux Foundation - CT – Glenholme Residential		\$314.06	7/1/22
Devereux Foundation - PA – CIDDS (Kanner)		\$442.93	7/1/22
Devereux Foundation - PA – CBHS (Brandywine, Mapleton, Stone & Gables)		\$506.47	7/1/22
F.L. Chamberlain School – Residential Program		\$317.35	7/1/22
Foundations Behavioral Health – Hi-Fi Intensive		\$575.48	7/1/22
Hillcrest Educational Center – Hillcrest Residential Center, High Point		\$491.97	7/1/22
Hillcrest Educational Center – Autism Spectrum Disorders		\$643.20	7/1/22
Hillcrest Educational Center – Intensive Treatment		\$640.55	7/1/22
Judge Rotenberg Center		\$508.35	7/1/22
Latham Centers		\$482.11	7/1/22
Legacy by Gersh at Crotched Mountain – Group Home/Behavior Management		\$367.28	7/1/22
May Center School – Randolph		\$462.20	7/1/22
May Center School – Brockton		\$486.60	7/1/22
Melmark Home – Group Regular Program		\$513.00	
Melmark Home – Group Intensive		\$888.00	7/1/22
New England Ctr. for Children – Residential		\$454.14	7/1/22
New England Ctr. for Children – Intermediate		\$599.73	7/1/22
New England Ctr. for Children – Severe		\$662.48	7/1/22
Perkins School for the Blind – Residential		\$593.64	7/1/22
Perkins School for the Blind – Intermediate		\$749.07	7/1/22
Perkins School for the Blind – Intensive		\$873.11	7/1/22
Seven Hills at Crotched Mountain- Group Home (Behavior Management)		\$367.28	11/17/22
Wellspring Foundation – Residential Program		\$372.92	7/1/22
Whitney Academy – Intensive Education		\$555.08	7/1/22

<i>Agency</i>	<i>Code</i>	<i>Rate</i>	<i>Eff. Date</i>
Woods School – Challenging Behaviors		\$561.00	7/1/22
Woods School – Challenging Behaviors Intensive		\$826.00	7/1/22

Code:

NR - No rate approved at time of issuance.