



Andrew M. Cuomo
Governor

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

Gladys Carrión, Esq.
Commissioner

Administrative Directive

Transmittal:	13-OCFS-ADM-06
To:	Local District Commissioners
Issuing Division/Office:	Administration
Date:	March 28, 2013
Subject:	Committee on Special Education Maintenance Rates for July 1, 2012, through June 30, 2013, for Out-of-State Residential Schools Approved by the New York State Education Department
Suggested Distribution:	Accounting Supervisors
Contact Person(s):	David Dowett (518) 474-9732 David.Dowett@ocfs.ny.gov or David Haase (518) 486-6404 David.Haase@ocfs.ny.gov
Attachments:	Out-of-State Rate Chart for Committee on Special Education Maintenance Rates for July 1, 2012, to June 30, 2013
Attachments Available Online:	Rate charts are available on the Rate Information page of the OCFS website at the address below, and are updated as needed. <i>Link to Internet Site:</i> http://www.ocfs.state.ny.us/main/rates/

Filing References

Previous ADMs/INFs	Releases Cancelled	Dept. Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
11-OCFS-ADM-10 04-OCFS-LCM-13			SSL 153; EL 4405; Chapter 53 of the Laws of 2012		

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 State Education Department (SED). These CSE maintenance rates are effective for the period July 1, 2012, to June 30, 2013.

II. Background

Annually the Office of Children and Family Services (OCFS) advises local social services 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 local social services districts 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 the Social Services Law.

III. Program and Fiscal 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 for services provided from September through June. The social services district is not responsible for either maintenance or tuition payments for CSE summer school placements, these are the responsibility of the placing school district.

Historically, a change was brought about in Education and Social Services law with the passage of Chapter 62 of the Laws of 2003. This law provided that the child's school district of residence must reimburse the social services district for 20 percent of the maintenance costs for such children (see 04-OCFS-LCM-13 for more details regarding those procedures). Pursuant to those amendments, the local school district placing the child was responsible for the 10-month CSE tuition payment, as well as the 20 percent portion of the 10-month CSE maintenance payment.

Pursuant to Chapter 58 of the Laws of 2011, the 10-month CSE maintenance reimbursement formula has been revised as follows: State share is reduced to 18.424 percent, and local share remains at 43.152 percent. The percent chargeable to the child's school district of residence for the 10-month CSE maintenance payment increases to 38.424 percent from 20 percent. These reimbursement percentages continued pursuant to Chapter 53 of the Laws of 2012.

The CSE maintenance rates in the attached chart are the rates that must be paid for eligible children. Pursuant to Section 4405 of 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. Systems Implications

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

V. Effective Date

This directive is effective as of the date of its issuance.

/s/ Mikki Ward-Harper

Issued By:

Name: Mikki Ward-Harper

Title: Acting Deputy Commissioner for Administration

Division: Administration

Attachment

New York State Office of Children and Family Services
Out-of-State CSE Maintenance Rates
July 1, 2012 – June 30, 2013

Agency	Code	Rate	Eff. Date
American School for the Deaf – Paces 5 day	NR		7/1/12
American School for the Deaf – Paces 7 day		\$534.41	7/1/12
Austine School – Austism		\$447.62	7/1/12
Austine School – Behavioral		\$375.33	7/1/12
Bancroft School – Community (formerly Regular)	NR		7/1/12
Bancroft School – Campus (formerly Autistic)	NR		7/1/12
Boston Higashi School – 304 Day Program		\$286.87	7/1/12
Boston Higashi School – 365 Day Program		\$344.43	7/1/12
Crotched Mt. Rehab - Group Home/Behavior Mgt.		\$333.54	7/1/12
Crotched Mt. Rehab - Fox Meadows Apartments		\$251.96	7/1/12
Crotched Mt. Rehab - Medically Involved		\$822.81	7/1/12
Devereux - PA - Kanner		\$247.20	7/1/12
Devereux - PA - Brandywine		\$271.80	7/1/12
Devereux - PA - Mapleton		\$271.80	7/1/12
Devereux - PA – DCBHC Acute		\$423.60	7/1/12
Devereux - PA - Stone & Gables		\$271.80	7/1/12
Devereux - CT - Glenholme Residential		\$248.40	7/1/12
Evergreen Center - Basic Skills Unit	NR		7/1/12
Evergreen Center - Behavior Disabilities Unit	NR		7/1/12
F.L. Chamberlain – Residential Program		\$212.65	7/1/12
Foundation Behavioral Health – Hi Fi Special Ed Hi Fi Maintenance		\$570.00	7/1/12
Foundation Behavioral Health – Hi Fi Special Ed w/ Base Therapeutic Maintenance		\$440.00	7/1/12
Foundation Behavioral Health – Special Ed w/Hi Fi Maintenance		\$570.00	7/1/12
Foundation Behavioral Health – Alternate Ed w/ Hi Fi Maintneance		\$570.00	7/1/12
Foundation Behavioral Health – Special Ed w/ Base Therapeutic Maintenance		\$440.00	7/1/12

Agency	Code	Rate	Eff. Date
Foundation Behavioral Health – Alternate Ed w/ Base Therapeutic Maintenance		\$440.00	7/1/12
Hillcrest - High Point		\$312.17	7/1/12
Hillcrest - Hillcrest Center		\$312.17	7/1/12
Hillcrest - Intensive Treatment Brookside		\$504.06	7/1/12
Judge Rotenberg Educ. Ctr.		\$414.71	7/1/12
Kids Peace – KidsHope Intensive Treatment Center		\$399.88	7/1/12
Kids Peace - National Hospital		\$764.05	7/1/12
Lakeview Neuro Rehabilitation Ctr- Residnetial	UR		7/1/12
Matheny School	NR		7/1/12
May Institute – Randolph (formerly Chatham)		\$340.17	7/1/12
May Institute - Brockton		\$383.29	7/1/12
Melmark Home - C-0 Program		\$405.95	7/1/12
Melmark Home - C-INT Program		\$616.40	7/1/12
New England Ctr. for Children - Regular		\$350.07	7/1/12
New England Ctr. for Children - Intermediate		\$489.25	7/1/12
New England Ctr. for Children - Severe		\$531.26	7/1/12
Perkins School for the Blind - Blind		\$233.15	7/1/12
Perkins School for the Blind - Deaf, Blind, Multi- Handicapped		\$449.08	7/1/12
Perkins School for the Blind - Multi-Impaired		\$366.96	7/1/12
Perkins School for the Blind - Severely Impaired		\$503.06	7/1/12
Riverview School – Residential Program		\$129.28	7/1/12
Wellspring Foundation – Residential Program		\$337.49	7/1/12
Whitney Academy – Intensive Education		\$386.41	7/1/12
Woods School - Challenging Behavior		\$401.43	7/1/12
Woods School - Challenging Behavior Intensive		\$603.00	7/1/12

Codes:

NR - No rate approved at time of issuance
UR - Rate under review