



# Office of Children and Family Services

**Andrew M. Cuomo**  
Governor

52 WASHINGTON STREET  
RENSELAER, NY 12144

**Sheila J. Poole**  
Acting Commissioner

## Administrative Directive

|                                      |  |
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| <b>Transmittal:</b>                  | 16-OCFS-ADM-19   |
| <b>To:</b>                           | Local District Commissioners   |
| <b>Issuing Division/Office:</b>      | Administration   |
| <b>Date:</b>                         | November 30, 2016  |
| <b>Subject:</b>                      | Committee on Special Education Maintenance Rates for July 1, 2016, through June 30, 2017, for Out-of-State Residential Schools Approved by the New York State Education Department   |
| <b>Suggested Distribution:</b>       | Accounting Supervisors   |
| <b>Contact Person(s):</b>            | Kenneth Norris or David Haase at (518) 474-1361;<br><a href="mailto:Ken.Norris@ocfs.ny.gov">Ken.Norris@ocfs.ny.gov</a> or <a href="mailto:David.Haase@ocfs.ny.gov">David.Haase@ocfs.ny.gov</a>   |
| <b>Attachments:</b>                  | Out-of-State Rate Chart for Committee on Special Education Maintenance Rates for July 1, 2016, to June 30, 2017  |
| <b>Attachments Available Online:</b> | Rate charts are available on the Rate Information page of the OCFS website at the address below, and are updated as needed.<br><b>Link to internet site:</b> <a href="http://ocfs.ny.gov/main/rates/">http://ocfs.ny.gov/main/rates/</a> |

## Filing References

| Previous ADMs/INFs | Releases Cancelled | Dept. Regs. | Soc. Serv. Law & Other Legal Ref.                    | Manual Ref. | Misc. Ref.     |
|--------------------|--------------------|-------------|--|-------------|----------------|
| 11-OCFS-ADM-10     |                    |             | SSL 153<br>EL 4405<br>Chapter 53 of the Laws of 2014 |             | 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 State Education Department (SED). These CSE maintenance rates are effective for the period July 1, 2016, to June 30, 2017.

## **II. Background**

Annually, the New York State 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 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 2016.

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/ Derek J. Holtzclaw*

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**Issued By:**

Name: Derek J. Holtzclaw

Title: Associate Commissioner for Financial Management

Division: Administration

Attachment

New York State Office of Children and Family Services  
Out-of-State CSE Maintenance Rates  
July 1, 2016 – June 30, 2017

| <b>Agency</b>   | <b>Code</b> | <b>Rate</b> | <b>Eff. Date</b> |
|---|-------------|-------------|------------------|
| American School for the Deaf – Paces 5 day                                      | NR          |             |                  |
| American School for the Deaf – Paces 7 day                                      |             | \$766.58    | 7/1/16           |
| Boston Higashi School – 304 Day Program   |             | \$306.25    | 7/1/16           |
| Boston Higashi School – 365 Day Program   |             | \$367.69    | 7/1/16           |
| Crotched Mt. Rehab - Group Home/Behavior Mgt.                                   |             | \$334.48    | 7/1/16           |
| Crotched Mt. Rehab - Fox Meadows Apartments                                     | NR          |             |                  |
| Crotched Mt. Rehab - Medically Involved   |             | \$822.81    | 7/1/16           |
| Devereux - CT - Glenholme Residential   |             | \$267.96    | 7/1/16           |
| Devereux - PA - Kanner  |             | \$316.44    | 7/1/16           |
| Devereux - PA - Brandywine  |             | \$327.42    | 7/1/16           |
| Devereux - PA - Mapleton  |             | \$327.42    | 7/1/16           |
| Devereux - PA – DCBHC Acute   | NR          |             |                  |
| Devereux - PA - Stone & Gables  |             | \$327.42    | 7/1/16           |
| F.L. Chamberlain – Residential Program  |             | \$242.00    | 7/1/16           |
| Foundation Behavioral Health – Hi-Fi Special Ed Hi-Fi Maintenance               |             | \$570.00    | 7/1/16           |
| Foundation Behavioral Health – Hi-Fi Special Ed w/ Base Therapeutic Maintenance | NR          |             |                  |
| Foundation Behavioral Health – Special Ed w/Hi-Fi Maintenance                   | NR          |             |                  |
| Foundation Behavioral Health – Alternate Ed w/ Hi-Fi Maintenance                | NR          |             |                  |
| Foundation Behavioral Health – Special Ed w/ Base Therapeutic Maintenance       | NR          |             |                  |
| Foundation Behavioral Health – Alternate Ed w/ Base Therapeutic Maintenance     | NR          |             |                  |
| Hillcrest - High Point  | NR          |             |                  |
| Hillcrest - Hillcrest Center  | NR          |             |                  |
| Hillcrest- Autism Spectrum Disorders  | NR          |             |                  |
| Hillcrest - Intensive Treatment Brookside                                       | NR          |             |                  |

| <b>Agency</b>   | <b>Code</b> | <b>Rate</b> | <b>Eff. Date</b> |
|---|-------------|-------------|------------------|
| Judge Rotenberg Educ. Ctr.                                    |             | \$442.72    | 7/1/16           |
| Latham Centers  |             | \$406.96    | 7/1/16           |
| May Institute – Randolph (formerly Chatham)                   |             | \$377.33    | 7/1/16           |
| May Institute - Brockton                                      |             | \$423.77    | 7/1/16           |
| Melmark Home - C-O Program                                    | NR          |             |                  |
| Melmark Home - C-INT Program                                  | NR          |             |                  |
| New England Ctr. for Children - Regular                       |             | \$373.71    | 7/1/16           |
| New England Ctr. for Children - Intermediate                  |             | \$522.29    | 7/1/16           |
| New England Ctr. for Children - Severe                        |             | \$567.14    | 7/1/16           |
| Perkins School for the Blind - Blind                          | NR          |             | 7/1/16           |
| Perkins School for the Blind - Deaf, Blind, Multi-Handicapped | NR          |             | 7/1/16           |
| Perkins School for the Blind - Multi-Impaired                 | NR          |             | 7/1/16           |
| Perkins School for the Blind - Severely Impaired              | NR          |             | 7/1/16           |
| Riverview School – Residential Program                        |             | \$192.02    | 7/1/16           |
| Wellspring Foundation – Residential Program                   |             | \$340.86    | 7/1/16           |
| Whitney Academy – Intensive Education                         |             | \$412.51    | 7/1/16           |
| Woods School - Challenging Behavior                           |             | \$445.85    | 7/1/16           |
| Woods School - Challenging Behavior Intensive                 |             | \$669.00    | 7/1/16           |

## Codes:

NA - Not an SED-approved education program

NR - No rate approved at time of issuance

UR - Rate under review