



Office of Children and Family Services

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Governor

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Commissioner

Administrative Directive

Transmittal:	22-OCFS-ADM-05
To:	Local Departments of Social Services Commissioners
Issuing Division/Office:	Division of Administration
Date:	February 11, 2022
Subject:	Per Diem Chargeback Rates for OCFS-Operated Facilities and Programs – Calendar Year 2020 Final Rates
Suggested Distribution:	Directors of Services Accounting Supervisors
Contact Person(s):	See VI.
Attachments:	Final CY 2020 Per Diem Chargeback Rates

Filing References

Previous ADMs/INFs	Releases Cancelled	NYS Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
21-OCFS-ADM-01			Section 529 of Executive Law; Chapters 50 and 53 of the Laws of 2021		

I. Purpose

The purpose of this Administrative Directive (ADM) is to publish the final chargeback rates in effect for calendar year (CY) 2020 for care provided to youth placed in facilities and programs operated by the New York State Office of Children and Family Services (OCFS).

All OCFS chargeback rates for CY 2020 obligations are based on final CY 2020 rates for youth in OCFS-operated facilities and programs.

II. Background

Executive Law section 529 requires OCFS to charge local departments of social services (LDSSs) 50% of the non-federal share of the cost of care for LDSS youth placed in OCFS facilities. Statements of obligations are generated for each quarter of the CY to charge each LDSS for its share of the cost per child based on applicable rates and care days applied to each youth for which the LDSS is responsible. Chapter 50 of the Laws of 2021 limits the total amount of the local share of OCFS facility costs to \$55 million for services provided in a calendar year. This initiative continues to provide significant fiscal relief to the LDSSs.

Chargeback rates for OCFS-operated facilities and programs are determined by the OCFS Bureau of Budget Management (BBM). Rates support care provided to youth in residential programs directly operated by OCFS as well as case management and supervision services provided to youth placed in other OCFS programs. Rates used for such billing purposes are calculated and sent in statements of obligation after a reconciliation of the actual expenditures for each operating period.

Program expenses used to determine the CY 2020 Final Rates are based on audited costs and revenue, and the static care day report for each quarter. All program expenses for **Raise The Age (RTA)** youth as well as the calculation of the number of the care days used for **RTA** youth, are excluded from the Final CY 2020 Rates.

When rates are determined for each level of care, statements of obligations are issued to LDSSs for care provided to youth during each quarter of a CY along with the rates calculated by OCFS.

Upon the distribution of statements of obligation by OCFS, LDSSs obligations will be recouped by the state as a bottom-line adjustment on the monthly notice of claim settlement.

III. Program Implications

Final rates for CY 2020, as specified in this ADM, have been approved in accordance with section 529 of the Executive Law. These rates will be used as the basis for all obligations for the cost of care for youth placed with OCFS during CY 2020.

IV. Payment System

LDSSs will be notified of the CY 2020 final rates in four quarterly statements of obligations for CY 2020. Payments to fulfill each LDSS's CY 2020 obligation will be processed by the Child Welfare Services Settlement System.

V. Systems Implications

The Juvenile Justice Information System allows for the electronic distribution of the chargeback rate obligation statements. If you have additional staff who need to be added to the distribution list for the obligation statements, please email that list to the following address: ocfs.sm.bfo.finance@ocfs.ny.gov

VI. Other

If an LDSS wants to make a change in the distribution list, a request must be submitted to ocfs.sm.bfo.finance@ocfs.ny.gov. Upon request, a copy of the E-bill form will be sent to allow entry of required information for obtaining a new user and LDSS IT clearance.

Questions about billing rates, placement data for youths billed, or statements of obligations issues should be directed as follows:

For OCFS rate-setting questions, call Hyeyoung Kim at 518-474-6343 or email Hyeyoung.Kim@ocfs.ny.gov.

For placement-related questions about specific youth, please call Kathleen Griffin at 518-474-1831 or email Kathleen.Griffin@ocfs.ny.gov.

VII. Effective Date

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

/s/ Derek J. Holtzclaw

Issued by:

Name: Derek J. Holtzclaw

Title: Deputy Commissioner for Administration

Division/Office: Division of Administration

Attachment**Final Calendar Year 2020 – Executive Law Section 529 Per Diem Rates**

Program	Uncapped Per Diem Rates	Capped Per Diem Rates	State Share	County Share
Secure Residential Services	\$2,416.44	\$1,609.08	\$1,611.90	\$804.54
Limited-Secure Residential Services	\$1,926.36	\$1,282.34	\$1,285.19	\$641.17
Non-Community Based Residential Services	\$2,707.94	\$1,796.52	\$1,809.68	\$898.26