



Putting People First

Memorandum

To: Provider Associations
Voluntary Provider Agency Executive Directors
DDSOO Directors
DDRO Directors
OPWDD Required Regulations Mailing List

From: Barbara Brundage, Director *BB*
Regulatory Affairs Unit

Date: January 7, 2013

Re: Chapter 498 of the Laws of 2012 – Jonathan’s Law retroactive requests

Suggested distribution:

Incident management administrators
Quality assurance administrators

Purpose:

Governor Andrew Cuomo recently signed Chapter 498 of the Laws of 2012, an amendment to Jonathan’s Law. The new law extends the retroactivity provision which previously covered the period of January 1, 2003 to May 5, 2007 to now extend out to December 31, 2015.

Qualified persons have until December 31, 2015 to request these older records which would otherwise be unavailable because they predated the enactment of the original Jonathan’s Law.

The new law extends the provisions of a previous law, which had specified that the deadline for the submission of requests was December 31, 2012.

OPWDD has regulations which reference the deadline for requests for retroactive records. We will be proposing a change to conform the regulations to the new deadline in the near future.

If you have any questions, please feel free to contact me.

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