



Putting People First

Memorandum

To: Provider Associations
 Voluntary Provider Agency Executive Directors
 DDSO Directors
 IBR Director
 Commissioner's Advisory Council
 DDPC Consumer Caucus
 OPWDD Required Regulations Mailing List

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

Date: November 28, 2012

Re: Public Comment Period for Revised/Proposed Regulations – Limits on Administrative Expenses and Executive Compensation

Comments Due: Monday, Dec. 24, 2012

Suggested distribution:

Agency Administrators
 Agency Financial Officers

Background:

On October 31, 2012, OPWDD published revised/proposed regulations concerning Limits on Administrative Expenses and Executive Compensation. Similar revised/proposed regulations were also published on the same date by a number of other state agencies in response to Governor Cuomo’s Executive Order #38.

Purpose:

The deadline for public comments for the revised/proposed regulations filed by the other state agencies was November 30, 2012. Because of the disruptions to many providers caused by Hurricane Sandy that deadline was extended to the close of business on Friday, December 14, 2012. A public notice announced the extension of the deadline in the State Register today (November 28).

The original deadline for public comments for the OPWDD regulations was set at a date different from any other state agency in order to accommodate a statutory requirement that OPWDD hold public hearings on this type of regulation. In accordance with the law, OPWDD scheduled the required hearings on December 17 and December 19, 2012 and set the deadline for the submission of public comments after the public hearings at the close of business on December 24, 2012.

Please note that the public notice in the State Register that announced the extension in the deadline for the public comment period for other agencies erroneously included OPWDD among the list of agencies. The deadline for public comment for the OPWDD regulations on December 24, 2012 is unchanged.

Information about the hearings and about the revised/proposed regulations can be found on the OPWDD website at:

http://www.opwdd.ny.gov/regulations_guidance/opwdd_regulations/limits_on_administrative_expenses_and_exec_compensation.

Submission of Public Comments:

Written comments should be addressed to:

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For questions regarding the regulations please contact Joanne Howard by email at rate.setting@opwdd.ny.gov or by telephone at (518) 402-4330.

Thank you.