



**To:** Provider Associations  
Executive Directors of Agencies Providing Services  
DDSOO Directors  
DDRO Directors  
IBR Director  
Commissioner's Advisory Council  
DDPC Consumer Caucus  
OPWDD Required Regulations Mailing List

**From:** Regulatory Affairs Unit

**Date:** March 31, 2015

**Re:** **Rate Setting for Non-State Providers: Direct Support and Clinical Compensation Increases**

**Suggested distribution:**

Agency Administrators  
Agency Financial Officers  
Agency Program Administrators

**Purpose:**

OPWDD has finalized the proposed regulations that amend rate setting methodologies for non-state providers in order to implement increases in salary and salary-related fringe benefits for direct care and clinical staff in accordance with Chapter 60 of the Laws of 2014. OPWDD originally filed these regulations as emergency/proposed regulations that were effective on January 1, 2015.

The text of the regulations is available on the OPWDD website at [www.opwdd.ny.gov](http://www.opwdd.ny.gov). Look under "Regulations & Guidance."

Please note that the Department of Health (DOH) has also adopted its similar proposed regulations on this topic.

For questions about the rate-setting methodology, please contact Donna Cater, Director, DOH Bureau of Mental Hygiene Services Rate Setting, at [Donna.Cater@Health.State.NY.US](mailto:Donna.Cater@Health.State.NY.US) or (518) 486-7164.

Thank you.