



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234

OFFICE OF VOCATIONAL AND EDUCATIONAL SERVICES FOR INDIVIDUALS WITH DISABILITIES
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To: District Superintendents
Superintendents of Schools
Presidents of Boards of Education
New York City Department of Education
Principals of Public Schools
Directors of Pupil Personnel Services
Administrators of Nonpublic Elementary and Secondary Schools
Organizations, Parents and Individuals Concerned with Special Education
Impartial Hearing Officers
Commissioner's Advisory Panel for Special Education Services
Regional Special Education Training Specialists
Regional School Support Centers
School Business Officials

From: James P. DeLorenzo 

Subject: Requirements for Parental Consent for the Use of Public Benefits or Insurance pursuant to the Individuals with Disabilities Education Act

The purpose of this memorandum is to provide additional information relating to the Individuals with Disabilities Education Act (IDEA) requirement for parental consent prior to a local educational agency (LEA) billing Medicaid to pay for individualized education program (IEP) Medicaid reimbursable special education/related services. This information supplements guidance provided in the memorandum dated June 2008 available at <http://www.vesid.nysed.gov/specialed/publications/policy/medicaidconsent.htm>. Attached are a revised sample consent form and a question and answer document to address questions raised by the field since the June 2008 memorandum was issued.

Please direct questions regarding Medicaid reimbursement to the New York State Education Department's Medicaid Unit at 518-474-7116 or MedinEd@mail.nysed.gov. Questions relating to the IDEA requirement for parental consent may be directed to the Special Education Policy Office at 518-473-2878 or vesidspe@mail.nysed.gov.

Attachment

