

**New York State Department of Health
Bureau of Early Intervention Electronic Mailing List**

SED Corporate Practice Waiver for Early Intervention Agencies

Dear Colleague:

On August 7, 2012, the State Education Department (SED) sent out notice concerning a new section of law, 6503-b, added to the Education Law, that relates to early intervention program agencies and their ability to employ or contract with licensed professionals.

Section 6503-b of the Education Law authorizes the State Education Department to issue waivers to special education schools and early intervention agencies to enable them to employ licensed professionals or contract with licensees or professional business entities to provide certain professional services to children in need of their services. Applications for a waiver were posted on **July 27, 2012** and must be submitted on or before **November 26, 2012**. The law authorizes an entity to provide professional services while the application is under review, but if the waiver is denied, the entity must cease the provision of professional services.

More specific information can be found on SED's website, at <http://www.op.nysed.gov/waiver-ei-info.htm> with additional questions and answers related to the waiver process at <http://www.op.nysed.gov/waiver-corporate-faq.htm> Questions specific to this process should be sent to 4410EIWaiver@mailnysed.gov

The Bureau of Early Intervention (BEI) has been receiving many questions.

Q. #1. Should an early intervention (EI) agency become familiar with SED requirements?

Yes, all EI agencies must be in compliance with SED rules and regulations for the practice of the licensed professions. Please go to the SED website for specific information. The links are listed above.

Q. #2. Should my EI agency complete the SED waiver application?

Your agency may be required to submit a waiver application depending on how it has been formed. Please go to the SED website for information on what entities may obtain a waiver. Specific questions should be sent to 4410EIWaiver@mail.nysed.gov.

Q. #3. What is the deadline to submit an application for a waiver?

The law requires an entity to submit the application for a waiver within 120 days of the date the applications were posted on the Office of the Professions' website. The applications were posted on July 27, 2012 and must be submitted on or before November 26, 2012. The law authorizes an entity to provide professional services while the application is under review, but if the waiver is denied, the entity must cease the provision of professional services.

Q. #4. SED required that Early Intervention Agency Providers provide a copy of a recent provider profile issued by NYS DOH. How do I get a profile? Can't I use one that my agency has on file?

Your agency should request a current profile from the BEI Provide Approval Unit (PASU) by emailing us at the following : provider@health.state.ny.us. In response, you will receive a form to complete so that we have current contact, site and service information. Once your information is updated, your agency will receive a provider profile from us reflecting your updated information. This profile can be submitted to SED. Agencies who have already completed the BEI PAU form and received a current profile do not need to repeat this process.

Please share this information with all agency providers of early intervention services.

Sincerely,
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