



2023 New York State Foster Care Boarding Rates

Updated: Payment to Foster Parents and for Adoption Subsidies

STANDARD STATE AID RATES FOR PAYMENT TO FOSTER PARENTS AND FOR ADOPTION SUBSIDIES**

2022-23 RATE YEAR (JULY 1, 2022 – MARCH 31, 2023)

Now includes old formula with diapers and clothing allowance.

	Age 0 – 5		Age 6 – 11		Age 12 and Over		Special Children		Exceptional Children	
	Monthly	Per Diem	Monthly	Per Diem	Monthly	Per Diem	Monthly	Per Diem	Monthly	Per Diem
Metro *	\$1,028.00	\$33.80	\$1,212.00	\$39.85	\$1,230.00	\$40.44	\$1,920.00	\$63.45	\$2,925.00	\$96.16
Upstate	\$894.00	\$29.39	\$1,065.00	\$35.01	\$1,077.00	\$35.41	\$1,831.00	\$60.20	\$2,775.00	\$91.23

Per 23-OCFS-ADM-10:

The updated rates above are effective April 1, 2023 and include and the state fiscal year (SFY) 2023-24 Legislative cost-of-living adjustment (COLA) of 4.0%.

Starting on 7-1-23, every foster family in NYS should be getting that full board rate amount starting in the check that gets mailed out in the beginning of August. Families can expect to see additional payments retroactively dating back to 4-1-23.

With this final increase, all counties in the state will now be employing the standard base rate. Previous to the Coalition's lawsuit against the state, every county had different rates set by their local budgets., Upstate counties had additional year, until 7-1-23, to bring their rates up the new standard upstate rate.

*METRO INCLUDES THE FOLLOWING DISTRICTS: NYC, NASSAU, ROCKLAND, SUFFOLK AND WESTCHESTER COUNTIES AND MUST PAY THE NEW STANDARD RATE RIGHT AWAY.

**SEE 21-OCFS-ADM-06 AND 21-OCFS-ADM-24 FOR PREVIOUS LINKAGE BETWEEN INCREASES IN FOSTER CARE STIPENDS

COALITION LAWSUIT HISTORY

In July 2010 the Adoptive and Foster Family Coalition of New York filed a lawsuit against the State of New York to compel the state to reimburse foster parents for the actual costs associated with children placed in their homes as described in the Federal Child Welfare Act of 1980. This Federal law requires reimbursement for the cost of providing food, clothing, shelter, daily supervision, school supplies, a child's personal incidentals, liability insurance with respect to a child, reasonable travel to the child's home for visitation and reasonable travel for the child to remain in the school in which the child is enrolled at the time of placement. In December of 2021, the Coalition and the State signed a settlement agreement to resolve this litigation.

As a result of the lawsuit, families all over the state are seeing changes and increases in the state aid coming to them as the counties rates increases go into effect. Previously, the state set a minimum and a maximum rate and each county could set the rate based on their budget. The lawsuit has eliminated that range and now each county must pay a standard base rate. The only differences are between "Metro" (Metro includes the following districts: NYC, Nassau, Rockland, Suffolk and Westchester counties) the rest of state. The Upstate counties were given the leeway of doing 50% of the difference between old and new now.

All counties are now in compliance.

FOR MORE INFORMATION, SEE [AFFCNY.ORG/LAWSUIT/](https://affcny.org/lawsuit/)