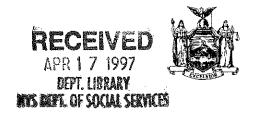
DEPARTMENT OF SOCIAL SERVICES

40 NORTH PEARL STREET, ALBANY, NEW YORK 12243-0001

BRIAN J. WING Acting Commissioner



LOCAL COMMISSIONERS MEMORANDUM

DSS-4037EL (Rev. 9/89)

Transmittal No: 97 LCM-30

Date: April 15, 1997

Division: Services and

Community Development

TO:

Local District Commissioners

SUBJECT: Adult Care Facilities: Prohibition of Referrals to Certain

Facilities

ATTACHMENTS: List of Adult Care Facilities in Enforcement

(Available On-Line)

A 1994 amendment to Section 460-d of the Social Services Law prohibits local social services districts from making referrals for admissions to Adult Care Facilities (ACFs) that have received official written notice of any of the following:

- o a proposed revocation, denial or suspension of the operator's operating certificate;
- o the limitation of the operating certificate with respect to new admissions;
- o the issuance of a Department order or commissioner's order or the seeking of equitable relief;
- o the proposed assessment of civil penalties for certain violations of the Social Services Law.

To enable local social services districts to comply with this law, the Department periodically issues LCMs which include a list of ACFs to which districts are not allowed to make referrals for admissions. Attached to this LCM is an updated list of ACFs to which districts must not make referrals for admissions. To assure that this law is effectively implemented, please distribute this list to your agency's Protective Services for Adults (PSA) staff, Family Type Home Coordinators, Legal staff and all other staff who are involved in arranging for the placement of dependent adults in ACFs.

If you have any questions about this law or your responsibilities with regard to the law, please call Dan Howells at (518) 432-2993 or Regina Driscoll at (518) 432-2836. Thank you for your cooperation on this matter.

Rose M. Pandozy

Deputy Commissioner

Services and Community Development

REVISED: 04/01/97

NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES OFFICE OF HOUSING AND ADULT SERVICES ADULT CARE FACILITIES IN ENFORCEMENT

REFERRAL SUSPENSION LIST

Under Section 2803-m of the Public Health Law, Section 29.15(i) of the Mental Hygiene Law and Section 460-d(12) of the Social Services Law, which were enacted by Chapters 733 and 734 of the Laws of 1994, facilities and agencies subject to these laws may NOT refer patients or clients to the following facilities until notified by the New York State Department of Social Services that the enforcement action has been resolved. clients who were admitted from these facilities and who still have valid admission agreements may return to these facilities, but should be offered assistance in relocating.

DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE

HYLAN MANOR ROYAL MANOR

OPERATORS: Lulex Licerio OPERATOR: Charles Lichtenstein Eduardo Licerio 3565 Hylan Blvd.

N.Y. 10308 66 Bethune Blvd. Staten Island

DSS REGION: MRO COUNTY: Richmond Spring Valley NY 10977

DSS REGION: MRO COUNTY: Rockland

PACIFIC HOUSE

OPERATOR: Housing Development Fund Co.

1140 Pacific Street

Brooklyn N.Y. 11216 DSS REGION: MRO COUNTY: Kings

PENDING REVOCATION OF THE OPERATING CERTIFICATE

FERN MANOR SOUTHSHORE VILLA

OPERATOR: Phyliss Canizzo OPERATORS: Matthew Patkowski Margaret Patkowski Box 59

Kenoza Lake NY 12750 19 North Clinton Avenue

DSS REGION: ERO COUNTY: Sullivan Bay Shore NY 11706 DSS REGION: LIRO COUNTY: Suffolk

LAUREL MANOR

OPERATOR: Agatha Augat

190 West Clarkstown Road, Box 397 NY 10956 New City

DSS REGION: MRO COUNTY: Rockland

ENDANGERMENT REFERRAL [SSL 460-d(7)(b)(2)]

EVERGREEN MANOR PARK LAKE REST

OPERATORS: Joseph Shaben OPERATORS: Harold Turner

Mary Jane Shaben Hazel Turner 45 Lake Drive

4181 Barker Hill Road

Jamesville, N.Y. 13078 Lake Ronkonkoma NY 117**7**9

DSS REGION: WRO COUNTY: Onondaga DSS REGION: LIRO COUNTY: Suffolk