

BRIAN J. WING  
Acting Commissioner

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**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.

Date April 15, 1997

Trans. No. 97 LCM-30

Page No. 2

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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.

  
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Rose M. Pandozy  
Deputy Commissioner  
Services and Community Development

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

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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. Patients/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.

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DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE

HYLAN MANOR  
 OPERATOR: Charles Lichtenstein  
 3565 Hylan Blvd.  
 Staten Island N.Y. 10308  
 DSS REGION: MRO COUNTY: Richmond

ROYAL MANOR  
 OPERATORS: Lulex Licerio  
 Eduardo Licerio  
 66 Bethune Blvd.  
 Spring Valley NY 10977  
 DSS REGION: MRO COUNTY: Rockland

PACIFIC HOUSE  
 OPERATOR: Housing Developmant Fund Co.  
 1140 Pacific Street  
 Brooklyn N.Y. 11216  
 DSS REGION: MRO COUNTY: Kings

PENDING REVOCATION OF THE OPERATING CERTIFICATE

FERN MANOR  
 OPERATOR: Phyliss Canizzo  
 Box 59  
 Kenoza Lake NY 12750  
 DSS REGION: ERO COUNTY: Sullivan

SOUTHSHORE VILLA  
 OPERATORS: Matthew Patkowski  
 Margaret Patkowski  
 19 North Clinton Avenue  
 Bay Shore NY 11706  
 DSS REGION: LIRO COUNTY: Suffolk

LAUREL MANOR  
 OPERATOR: Agatha Augat  
 190 West Clarkstown Road, Box 397  
 New City NY 10956  
 DSS REGION: MRO COUNTY: Rockland

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

EVERGREEN MANOR  
 OPERATORS: Joseph Shaben  
 Mary Jane Shaben  
 4181 Barker Hill Road  
 Jamesville, N.Y. 13078  
 DSS REGION: WRO COUNTY: Onondaga

PARK LAKE REST  
 OPERATORS: Harold Turner  
 Hazel Turner  
 45 Lake Drive  
 Lake Ronkonkoma NY 11779  
 DSS REGION: LIRO COUNTY: Suffolk