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)

In 1994, three legislative proposals were enacted into law which pertain to Adult Care Facilities (ACFs). This legislation, Chapters 733, 734 and 735 of the Laws of 1994, amends various sections of the Social Services Law, Mental Hygiene Law and Public Health Law that pertain to the operation of ACFs and other providers of service to the residents of these facilities. Basically, these laws are intended to improve the quality of care in ACFs, strengthen related enforcement procedures and provide additional protections to the residents of these facilities.

An amendment to Section 460-d of the Social Services Law prohibits local social services districts from making referrals for admissions to ACFs that have received official written notice of any of the following:

- a proposed revocation, denial or suspension of the operator's operating certificate;
- the limitation of the operating certificate with respect to new admissions;
- the issuance of a Department order or commissioner's order or the seeking of equitable relief;
- 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 issued 95 LCM-33 on April 3, 1995. This LCM included a list of affected facilities to which districts were 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.

Stuart Feuerstein
Associate Commissioner
Office of Housing and Adult Services
FACILITIES REMOVED FROM SUSPENSION LIST

The following facilities have been **DELETED** due to a change of operator or other resolution of the enforcement action:

- MARTIN RESIDENCE
- (NEW) SOUTH SHORE MANOR
- OAKLAND MANOR
- PARK REST
- PINE VIEW
- RIVERFRONT CENTRE
- TOWERCREST
- VALLEY VIEW
- PARK REST
- PINE VIEW

The following facilities have been **CLOSED**:

- MAPLEWOOD MANOR
- MAPLEWOOD MANOR WEST

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.

**PENDING DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE**

- BROOKLYN MANOR
  OPERATOR: Benito Fernandez
  2830 Pitkin Avenue
  Brooklyn  NY 11208
  DSS REGION: MRO  COUNTY: Kings

**PENDING REVOCATION OF THE OPERATING CERTIFICATE**

- BUCZEK HOME FOR ADULTS
  OPERATOR: Kathy Buczek
  5703 Middle Road
  Horseheads  NY 14845
  DSS REGION: WRO  COUNTY: Chemung

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

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

- NEW SEVILLE HOME
  OPERATOR: Emanuel Guttman
  128-03 Rockaway Beach Boulevard
  Belle Harbor  NY 11694
  DSS REGION: MRO  COUNTY: Queens
PENDING REVOCATION OF THE OPERATING CERTIFICATE

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

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

AMOS & SARAH HOLDEN HFA                      PARK LAKE REST HOME
73-85 Grand Street                           45 Lake Drive
Newburgh,                  NY  12250          Lake Ronkonkoma,     NY  11779
DSS REGION: MRO     COUNTY: Orange          DSS REGION: LIRO    COUNTY: Suffolk

BETHANY HOME                          PARK MANOR ADULT HOME
OPERATOR: Christian Ministries for         OPERATOR: SARAH HALPERT
the Physically Disabled, Inc.             570 Coney Island Avenue
5528 Broadway                        Brooklyn            NY  11218
Lancaster                 NY  14086          DSS REGION: MRO     COUNTY: Kings
DSS REGION: WRO    COUNTY: Erie

KALET'S ADULT HOME               SHADY REST HOME
OPERATOR: David Kalet              OPERATOR: Carrie Brantley
504 Delaware St.                  1102 Main Street
Syracuse                        NY  13204          Niagara Falls,       NY  14301
DSS REGION: WRO    COUNTY: Onondaga  DSS REGION: WRO    COUNTY: Niagara

LAKE SHORE ADULT HOME
OPERATOR: Max Mensch
211 Lake Shore Road
Lake Ronkonkoma      NY 11779
DSS REGION: LIRO    COUNTY: Suffolk
NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES
OFFICE OF HOUSING AND ADULT SERVICES

CENTRAL OFFICE:

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