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| LOCAL COMMISSIONERS MEMORANDUM |  
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DSS-4037EL (Rev. 9/89)

Transmittal No: 96 LCM-53

Date: June 4, 1996

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.

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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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FACILITIES REMOVED FROM SUSPENSION LIST

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

HIGHLAND HOME FOR ADULTS                      NEW SEVILLE HOME

The following facility has been CLOSED:

GEORGE'S REST HOME

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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.

DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE  
AFFIRMED BY FAIR HEARING DECISION DATED MARCH 7, 1996

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

PENDING REVOCATION OF THE OPERATING CERTIFICATE

FERN MANOR                                      LAUREL HAVEN REST  
OPERATOR: Phyliss Canizzo                      OPERATOR: Jean Ann Adkins  
Box 59    238 Fire Island Avenue  
Kenoza Lake                                      NY 12750                      Babylon, N.Y. 11702  
DSS REGION: ERO              COUNTY: Sullivan              DSS REGION: LIRO              COUNTY: Suffolk

LAUREL MANOR                                      SOUTHSORE VILLA  
OPERATOR: Agatha Augat                      OPERATORS: Matthew Patkowski  
190 West Clarkstown Road, Box 397              Margaret Patkowski  
New City    NY 10956                      19 North Clinton Avenue  
DSS REGION: MRO              COUNTY: Rockland              Bay Shore                      NY 11706  
DSS REGION: LIRO              COUNTY: Suffolk

RENA'S RESIDENCE  
OPERATOR: Rena Chinzhenzva  
109 W. 129th Street  
N.Y, N.Y. 10029  
DSS REGION: MRO              COUNTY: New York

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

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