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

Transmittal No: 96 LCM-108

Date: December 13, 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.

Date December 13, 1996

Trans. No. 96 LCM-108

Page No. 2

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

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. 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.

DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE

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

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

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

PENDING REVOCATION OF THE OPERATING CERTIFICATE

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

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

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

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

LAUREL HAVEN REST
 OPERATOR: Jean Ann Adkins
 238 Fire Island Avenue
 Babylon N.Y. 11702
 DSS REGION: LIRO COUNTY: Suffolk

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

EVERGREEN MANOR
 OPERATORS: Joseph Shaben

GOLDEN VILLA
 OPERATOR: Marguerite Foy