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

Transmittal No: 95 LCM-33

Date: April 3, 1995

Division: Office of Housing
and Adult Services

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:

- 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.

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In order to enable local social services districts to comply with this law, attached is a list of affected facilities to which districts must not make referrals for admissions. This list will be updated whenever an ACF is added or deleted. To assure that this law is effectively implemented, please distribute this list, and all subsequent lists, 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. Thank you for your cooperation on this matter.

Peter R. Brest
Associate Commissioner
Office of Housing and Adult Services

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

FACILITIES REMOVED FROM SUSPENSION LIST

The following facilities have been DELETED due to a change of operator:
RIVERFRONT CENTRE TOWERCREST

Each facility remains in the general "C" category and may be used as a referral resource if there is not a more highly rated facility available and appropriate.

REFERRAL SUSPENSION LIST

PENDING DENIAL OF RENEWAL OF THE OPERATING CERTIFICATE

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

PENDING REVOCATION OF THE OPERATING CERTIFICATE

PINE VIEW MANOR
OPERATOR: KALET, Joseph
Rudd Road
Glenfield NY 13343
DSS REGION: ERO COUNTY: Lewis

SOUTH SHORE MANOR
OPERATORS: MAPPA, Baruch
MAPPA, Lola
1041 East 83rd Street
Brooklyn NY 11236
DSS REGION: MRO COUNTY: Kings

MARTIN RESIDENCE
OPERATOR: ARNOLD, Mimi Danzig
317 Allen Street
Hudson NY 12534
DSS REGION: ERO COUNTY: Columbia

MAPLEWOOD MANOR
OPERATORS: KARPEL, Louis
KARPEL, Phyliss
1020 Lake Avenue
Rochester NY 14613
DSS REGION: WRO COUNTY: Monroe

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

MAPLEWOOD MANOR WEST
OPERATORS: KARPEL, Phyliss
361 Chili Avenue
Rochester NY 14611
DSS REGION: WRO COUNTY: Monroe

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

LAKE SHORE ADULT HOME
OPERATOR: MENSCH, Max
211 Lake Shore Road
Lake Ronkonkoma NY 11779
DSS REGION: LIRO COUNTY: Suffolk

VALLEY VIEW MANOR
OPERATOR: NYE, Gerald
145 South 26th Street
Olean NY 14760
DSS REGION: WRO COUNTY: Cattaraugus

NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES
OFFICE OF HOUSING AND ADULT SERVICES

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