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

Transmittal No: 96 LCM-36

Date: April 9, 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.

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

FACILITIES REMOVED FROM SUSPENSION LIST

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

AMOS & SARAH HOLDEN HFA	PARK MANOR ADULT HOME
BETHANY HOME	PARK REST
BUCZEK HOME FOR ADULTS	PINE VIEW
KALET'S ADULT HOME	RIVERFRONT CENTRE
LAKE SHORE ADULT HOME	SHADY REST HOME
MARTIN RESIDENCE	TOWERCREST
(NEW) SOUTH SHORE MANOR	VALLEY VIEW
OAKLAND MANOR	

The following facilities have been CLOSED:

MAPLEWOOD MANOR	MAPLEWOOD MANOR WEST
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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	NEW SEVILLE HOME
OPERATOR: Phylliss Canizzo	OPERATOR: Emanuel Guttman
Box 59	128-03 Rockaway Beach Boulevard
Kenoza Lake NY 12750	Belle Harbor NY 11694
DSS REGION: ERO COUNTY: Sullivan	DSS REGION: MRO COUNTY: Queens

GEORGE REST HOME	LAUREL HAVEN REST
OPERATOR: Charlene Quick	OPERATOR: Jean Ann Adkins
RD #1, 1020 Route 352	238 Fire Island Avenue
Elmira, N.Y. 14903	Babylon, N.Y. 11702
DSS REGION: WRO COUNTY: Chemung	DSS REGION: LIRO COUNTY: Suffolk

PENDING REVOCATION OF THE OPERATING CERTIFICATE

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

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

HIGHLAND HOME FOR ADULTS

OPERATOR: Gregory Collis
212 Highland Street
Syracuse, N.Y. 13203
DSS REGION: WRO COUNTY: Onondaga

PARK LAKE REST HOME

45 Lake Drive
Lake Ronkonkoma, NY 11779
DSS REGION: LIRO COUNTY: Suffolk