

4875

2011-2012 Regular Sessions

I N S E N A T E

April 27, 2011

Introduced by Sens. HANNON, CARLUCCI -- read twice and ordered printed,
and when printed to be committed to the Committee on Health

AN ACT to amend chapter 155 of the laws of 1986, exempting from a certain requirement of the social services law the Rudolf Steiner Fellowship Foundation, Inc. relating to its provision of continuity of care and services in an adult care facility, in relation to exempting such foundation from the requirement to obtain an enhanced assisted living certificate

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 1 of section 2 of chapter 155 of the laws of
2 1986, exempting from a certain requirement of the social services law
3 the Rudolf Steiner Fellowship Foundation, Inc. relating to its provision
4 of continuity of care and services in an adult care facility, as amended
5 by chapter 527 of the laws of 1996, is amended to read as follows:
6 1. The Rudolf Steiner Fellowship Foundation, Inc., hereafter referred
7 to IN THIS ACT as the fellowship community, is hereby exempt from the
8 following: paragraph c of subdivision two of section four hundred
9 sixty-one-a, subdivision six of section four hundred sixty-one-c, subdi-
10 vision four of section four hundred sixty-one-d, section four hundred
11 sixty-one-g, section four hundred sixty-one-h, section four hundred
12 sixty-one-k, and section four hundred sixty-one-m of the social services
13 law. The exemption from subdivision six of section four hundred sixty-
14 one-c, regarding the retention of persons in need of continual medical
15 or nursing care which would make them eligible for a skilled nursing
16 facility, will apply providing such persons are in need of neither acute
17 care which would require placement in a hospital, nor supervision which
18 would require placement in facilities licensed or operated pursuant to
19 articles nineteen, [twenty-three,] twenty-nine and thirty-one of the
20 mental hygiene law and providing that the number of persons retained

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 under this exemption shall not equal or exceed the minimum number for
2 nursing facilities.

3 The fellowship community shall adhere to those department of social
4 services rules and regulations relating to the operation of an adult
5 care facility which directly affect the health and safety of residents
6 and all additional regulations which the department of [social services]
7 HEALTH may deem necessary.

8 THE FELLOWSHIP COMMUNITY SHALL BE EXEMPT FROM THE PROVISIONS OF
9 SECTION FORTY-SIX HUNDRED FIFTY-FOUR OF ARTICLE FORTY-SIX-B OF THE
10 PUBLIC HEALTH LAW, RELATING TO THE REQUIREMENT TO OBTAIN AN ENHANCED
11 ASSISTED LIVING CERTIFICATE IF PROVIDING AGING IN PLACE BY RETAINING
12 RESIDENTS DESCRIBED IN SUBDIVISION FIFTEEN OF SECTION FORTY-SIX HUNDRED
13 FIFTY-ONE OF SUCH ARTICLE.

14 S 2. This act shall take effect immediately.