STATE OF NEW YORK

10560

IN ASSEMBLY

June 3, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Simon) -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to notice of adult care facility closure requirements

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The social services law is amended by adding a new section 461-v to read as follows:

§ 461-v. Notice of adult care facility closure; requirements. 1. Immediately upon the submission of a notice of suspension or revocation of an operating certificate from the department to the operator of an adult care facility, the department shall submit electronic copies of such notice with supporting documentation to the governor, the state comptroller, the investigations and health care bureaus of the office of the New York state attorney general, the members of the legislature that represent the area where the facility is located, and the executive of the county where the facility is located. Such written notice shall include, but not be limited to:

(a) the name of the operator and the operator's current address;

(b) identification of the location of the adult care facility;

(c) the date on which the department's revocation or suspension of operating certificate shall take effect; and

(d) a brief description of the nature of the violations that have necessitated the revocation or suspension of the facility's operating certificate.

2. (a) Except as provided in paragraph (b) of this subdivision, supporting documentation as described in subdivision one of this section shall not be subject to disclosure under article six of the public officers law.

(b) During the thirty-day period prior to the closing date, the department shall post on its website:

(i) a summary of the violations at the adult care facility;

(ii) an explanation of the groups or individuals likely to be impacted by the closure; and

(iii) a summary of the facility operator's plan to ensure continued care for all residents to be impacted.

§ 2. This act shall take effect immediately.

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

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