

NEW YORK
state department of
HEALTH

Nirav R. Shah, M.D., M.P.H.
Commissioner

Sue Kelly
Executive Deputy Commissioner

October 17, 2011

DAL: DAL 11- 15

SUBJECT: Clarification to ALR Model Residency Agreement Modifications

Dear Administrator:

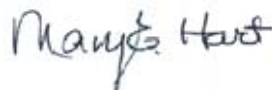
The purpose of this letter is to clarify DAL 11-11, dated October 5, 2011 regarding modifications to the existing ALR Model Residency Agreement. Administrators were requested to include in Exhibit XV "Rights and Responsibilities of Residents in Assisted Living Residences" the following language as Letter Q:

- "Every resident of an assisted living residence that is also certified to provide enhanced assisted living and/or special needs assisted living shall have a right to be informed by the operator, by a conspicuous posting in the residence, on at least a monthly basis, of the then-current vacancies available, if any, under the operator's enhanced and/or special needs assisted living programs."

Please note that only those Assisted Living Residences with an additional certification to provide Enhanced Assisted Living or Special Needs Assisted Living are required to include the above language in their Residency Agreement. Those facilities certified as Assisted Living Residences only are not required to include this language.

If you have any questions regarding the above, please contact the Division of Assisted Living at (518) 408-1133 for further clarification.

Sincerely,



Mary E. Hart
Director
Division of Assisted Living