

ALP 6000 SOLICITATION OF INTEREST, ROUND 2 QUESTIONS and ANSWERS

1. Q: Aside from how the Department will prioritize and grant highest consideration to applications, will there be any differences in how the second solicitation will be treated from the first?
A: The evaluation of the SOI responses will follow the same process.
2. Q: Is it required to provide a new outdoor area for dementia patients if there is not already one present?
A: No, however if practically and physically possible, outdoor space should be provided.
3. Q: If an applicant was granted some ALP beds in the first SOI, but not all that they asked for, can they use SOI2 as an opportunity to ask for the remainder?
A: Yes, an applicant may request additional ALP beds in this second round.
4. Q: In the first SOI, the ALP pool was broken down by region. Will SOI2 determinations also be made based on pool availability by region? If so, what are the current numbers for each region? If not, will some other methodology be used?
A: The determinations will be made using the pool availability. The beds will be available statewide. There is no regional allocation.
5. Q: If an organization applied in the first SOI but was not granted beds, it is indicated that they may amend their first submission. What is the process for doing this? For instance, should they send in an entire new application, or use the old one and outline changes/amendments?
A: Either submission is acceptable. If amending the prior SOI, be sure to highlight the changes made to the new submission.
6. Q: Because there have been several initiatives over the past few years by which an applicant can be granted ALP capacity, it is difficult to know in which counties and regions this new capacity will be located, as well as the size of the proposed programs that are still in the pipeline. As part of this Q&A, please provide a listing of current and pending ALPs by county, if possible, including their capacity or proposed capacity.
A: This information on existing programs is available on the Department's web site, in addition an applicant should know their market area
7. Q: Could you please send or point me toward a definition of the ALP program?
A: The Assisted Living Program provides supportive housing and home care services to individuals who are medically eligible for placement in a nursing facility but, whose needs can be met in a less restrictive and lower cost residential setting. Home care services may be paid for through a capitated Medicaid rate or private pay rate set by the facility operator. Payment for the residential services may be through Supplement Security Income (SSI) level III or private pay. Also refer to Social Services Law, Title 2, Section 461-L.

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8. Q: If the property proposed for construction of an ALP must be purchased, is a proposed purchase agreement sufficient to indicate right of access to property?
A: A proposed purchase agreement is acceptable with an SOI submission. If the submission is selected, the executed purchase agreement must be included in the ALP application.
9. Q: Can you send me an application for Phase 2 of the ALP 6000 initiative?
A: The Solicitation of Interest form, instructions and necessary information is available at the following link:
http://www.health.state.ny.us/facilities/assisted_living/program_application/.
10. Q: What level of architectural plans must be submitted with the SOI?
A: For each proposal, scaled, schematic drawings must be attached. The schematics should be, at minimum, 1/16" = 1'-0" showing all floors of the entire building, with rooms labeled. The number of beds per bedroom must be indicated. (Attach schematic(s), demonstrating compliance with Section 6 of the SOI Instructions.) The architectural checklist should also be completely filled out, preferably by a Registered Architect or Professional Engineer.
11. Q: Do the questions and answers (Q&A) to the ALP 6000 SOI due on May 14, 2010 (First Round) apply to the ALP 6000 SOI due on October 28, 2010 (Second Round)?
A: Most questions from the first round of Q&A do apply. Questions and associated answers regarding the number of beds available may no longer apply.
12. Q: Does the Department expect to release Round Three of the ALP 6000 SOI in 2010? If not, when does the Department expect the next ALP 6000 SOI will be issued?
A: It has not been determined when the next round will be posted.
13. Q: If an applicant is not awarded ALP beds pursuant to Round Two of the ALP 6000 SOI, will the applicant's application be automatically rolled into the pool of applicants for Round Three of the ALP 6000 SOI?
A: Yes,
14. Q: If the Department awards less than 1,451 beds in Round Two of the ALP 6000 SOI will the remaining ALP beds roll into the available beds for Round Three of the ALP 6000 SOI?
A: Yes, at this those ALP beds should be available in the next Round.
15. Q: Can the Department award less ALP beds than are requested by the applicant?
A: Yes, the Department may award fewer ALP beds than requested.
16. Q: How should an applicant notify the Department that it wants to replace an existing application (previously submitted for the First Round of ALP 6000 SOI) with a new revised application for the Second Round ALP 6000 SOI?
A: The applicant should submit a new SOI response to the Department by the due date, October 28, 2010.

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17. Q: For a newly formed not for profit corporation, what documentation would be required to demonstrate its capability to be an eligible applicant?
A: A proposed Certificate of Incorporation and the bylaws must be submitted for review and approval as part of this application and subsequently filed with the Secretary of State prior to certification. This certificate must include the appropriate purposes language. Purposes language varies depending on the type of Adult Care Facility (Adult Home or Enriched Housing Program) to be established to contain the ALP. Refer to Social Services Law, Sections 2(25) and 2(28), for the appropriate clauses.
18. Q: For an existing Adult Home in NYC that does not require any structural or environmental changes, what are the specific architectural requirements aside from the checklist?
A: Refer to answer 11.
19. Q: In the previous ALP - SOI there was a list of available ALP beds by region. This submission states all ALP Beds will be available to all regions. Does this mean that if need can be established in the application that all regions will be equally eligible?
A: Yes, all regions are eligible.
20. Q: Will all 1,451 available ALP beds be awarded during this process if sufficient applications are submitted?
A: Yes, all the ALP beds could possibly be allocated in this Round.
21. Q: We were once told there were beds available in the Berger region and then after filing the application were notified that there was no need in our particular county - how will we know what the county need methodology is?
A: There is no county need methodology in the SOI process.
22. Q: If an applicant applies for more ALP beds than are available will the applicant be disqualified? Can the Department award less ALP beds?
A: The Department may offer the applicant less ALP beds than the applicant requested.
23. Q: If an applicant does not currently have a Licensed Home Care Services Agency (LHCSA) can they apply for such licensure during this process?
A: No. The applicant must indicate the timeline for obtaining the LHCSA license. The Assisted Living Program application contains an LHCSA application as an addendum.
24. Q: Is the Medicaid funding different for assisted living facilities than nursing homes?
A: Yes,.
25. Q: Does the Division of Assisted Living approve the establishment of a new ALP?
A: yes

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26. Q: Are assisted living facilities required to submit cost reports, like Skilled Nursing Facilities and Home Health Agencies?
A: Yes, assisted living facilities are required to submit cost reports annually. These cost reports differ from the cost reports used by Nursing Facilities or Home Health Agencies.
27. Q: In regards to approving ALP and ALR applications, is there a public hearing process in which interested parties can give comments on the application?
A: Public hearings are not a part of the ALP or ALR application process. There may be local meetings to discuss a new ALP or ALR facility due to local building codes requirements or to apply for a zoning variance, if necessary. Information is posted on all applications on our website and occasionally we receive comments from people in the locality with concerns.
28. Q: If Nursing Home (NH) beds are decertified in one county for an equal number of ALP beds, do those ALP beds have to be certified in the same Berger region or the same county where the NH beds were decertified? Or is there room for the beds to move from region or county to other regions or counties (e.g. a nursing home chain decertifying NH beds in one of its facilities of “x” county to certify ALP beds in another facility of “y” county).
A: They do not need to be in the same county or Berger region.