



STATE OF NEW YORK
DEPARTMENT OF HEALTH

Corning Tower The Governor Nelson A. Rockefeller Empire State Plaza Albany, New York 12237

Richard F. Daines, M.D.
Commissioner

July 2, 2007

Dear Potential Applicant:

As a result of recommendations contained in the Commission on Health Care Facilities in the 21st Century (a.k.a. The Berger Commission Report), recommendations which have become law, in accordance with the enabling statute of the Commission (section 31 of Part E of Chapter 63 of the Laws of 2005), the New York State Department of Health is soliciting applications for 230 Assisted Living Program (ALP) beds. The bed distribution is limited to 100 ALP beds in Niagara County, 80 ALP beds in Tompkins County and 50 ALP beds in Suffolk County. An application package and the following explanatory materials are available at the Department of Health Web site at www.nyhealth.gov.

- An overview of the Assisted Living Program application process;
- Assisted Living Program Rates and Rate Codes; and
- Supplemental Security Income (SSI) Rate Chart.

Applicants are strongly encouraged to review these materials as well as the statutes, rules and regulations that govern the Assisted Living Program before they develop their applications. The regulations are available on the Department's Web site at www.nyhealth.gov. On the menu on the right side of the home page, click on Laws and Regulations, then click on Title 18 and Title 10 of the Official Compilation of New York Codes, Rules and Regulations (NYCRR). The relevant sections include:

- 18 NYCRR 485 - General Provisions
- 18 NYCRR 486 - Inspection and Enforcement
- 18 NYCRR 487 - Standards for Adult Homes
- 18 NYCRR 488 - Standards for Enriched Housing
- 18 NYCRR 494 - Assisted Living Program
- 10 NYCRR 86-7 - Reimbursement Standards
- 10 NYCRR 765 and 766 – Home Care Licensure Standards

An Applicant Conference will not be held for this project. In lieu of a conference, there will be a Question and Answer period. All substantive questions should be submitted in writing to:

Marybeth Fader
Bureau of Licensure and Certification
Division of Home and Community Based Care
NYS Department of Health
161 Delaware Avenue
Delmar, New York 12054
e-mail: BergerALP@health.state.ny.us

Written questions will be accepted until 5 PM on the date posted on the cover of this RFA. Responses to these questions will be posted on the Health Provider Network (HPN) and the Department website on or about the date indicated on the cover of this RFA. Questions of a technical nature can be addressed in writing to the same address throughout the application period. Questions are of a technical nature if they are limited to **how** to prepare your application (e.g. formatting) rather than relating to the substance of the application.

In the event that any updates or clarification of information are warranted with regard to this RFA, they will be posted on the HPN and the Department website.

Complete applications received by the due date and time will be competitively reviewed and scored.

For the purposes of this Request for Applications, the highest consideration will be given to applications that demonstrate:

- Projects targeted toward services to the frail elderly, who would otherwise be at risk for inappropriate placement in a residential health care facility due to the lack of an appropriate home environment in which to live and safely receive services;
- The applicant's commitment to admit and retain individuals in receipt of Supplemental Security Income (SSI), Safety Net benefits or Medical Assistance (MA);
- Proposals that increase the supply of new ALP beds rather than convert existing adult home and/or enriched housing program beds to ALP beds.; and
- The applicant's ability to commence services most quickly by demonstrating completion or near completion of financial arrangements, site control and architectural planning.

Given the limited number of ALP beds available in Niagara, Suffolk and Tompkins counties through this initiative, the Department expressly reserves the right to issue notices of conditional approval to applicants which approve a lesser number of ALP beds than requested by the applicant.

It is anticipated that the application process will be extremely competitive. Thus applicants should pay close attention to the requirements in the application package. Incomplete applications will not be eligible for approval and will not be reviewed and scored. Complete applications must be received by 3 PM on the date posted on the cover of the RFA. No material will be accepted after the due date and time. The Department is not responsible for failures in delivery. Please submit to:

Bureau of Licensure and Certification
New York State Department of Health
161 Delaware Avenue
Delmar, New York 12054.

Sincerely,

Mark Kissinger
Deputy Commissioner
Office of Long Term Care