



# ENFORCEMENT ACTIONS AGAINST NURSING HOMES<sup>1</sup>

## STATE ENFORCEMENT ACTIONS AGAINST NURSING HOMES: 12/16/04-03/15/05

### The State Fined 15 Nursing Homes

NAME OF HOME	LOCATION	DATE OF SURVEY	AMOUNT
A. Holly Paterson	Uniondale	09/07/99, 10/02/00, 10/15/03, 04/15/04	12,000
Auburn NH	Auburn	04/08/04	2,000
Baptist Health Nursing & Rehab	Scotia	05/30/03, 03/24/04	3,000
Central Suffolk Hosp. SNF	Riverhead	06/23/04	2,000
Delaware Cty. Countryside Care Center	Delhi	06/20/02	2,000
Ellis Ctr. For LTC	Schenectady	09/04/02	2,000
Fulton Commons Care	E. Meadow	10/01/03	3,000
Mary Manning Walsh	New York	05/13/02, 09/20/03	3,000
Mercy Health & Rehab Ctr.	Auburn	05/26/04	6,000
Monroe Comm. Hosp.	Rochester	08/08/01, 10/09/03	3,000
Newark Manor NH	Newark	02/11/04	2,000
River Mede Health & Rehab Ctr.	Binghamton	07/09/04	10,000
Schuyler Hosp. LTC	Montour Falls	02/27/04	3,000
Union Plaza NH	Flushing	07/30/04	2,000
Westgate NH	Rochester	03/03/04	2,000

<sup>1</sup> As reported by the Department of Health (DOH), and The Center for Medicare and Medicaid Services (CMS). These lists will be posted on LTCCC's website every three months, two to three weeks after the end date listed above. If you want to know why a facility was cited and/or fined by DOH, you can get a copy of the Statement of Deficiencies (SOD) from the Department of Health. You will be charged \$.25 a page. Call FOIL Officer - 518-474-8734 or e-mail - nhinfo@health.state.ny.us. Ask the Department to let you know how much it will cost to make sure that you can afford the amount. If you cannot, ask if you can look at the SOD in your regional office. If you want to get a copy of the CMS citations, call FOIL Officer - 212-616-2318.

In addition to the actions listed below, the following nursing homes may have fines pending. If the nursing home was found, at the time of the survey, to have given substandard quality of care (SQC) and/or to have put residents in immediate jeopardy (IJ), (the most serious level of deficiencies), or to have repeated deficiencies that have caused isolated resident harm (G), it is noted in the third column, Double (G) - Have received G's in two consecutive surveys.

### The State Took Other Actions at 8 Nursing Homes

NAME OF HOME	LOCATION	IJ, SQC or G	SURVEY DATE	ACTIONS <sup>2</sup>
Broadlawn Manor	Amityville	GG	12/30/04	DOPNA, POC
Fairport Baptist Home	Fairport	GG	02/10/05	DOPNA, POC
Far Rockaway	Far Rockaway	SQC	01/11/05	DOPNA, POC
Fort Hudson Nurs. Center	Fort Edward	IJ/SQC	01/24/05	DOPNA, State Monitor
Jennifer Matthews	Rochester	GG	01/14/05	DOPNA, POC
Northwoods Rehab And ECF, Cortland	Cortland	GG	01/04/05	DOPNA, POC, In-Service
The Ctr. for Nurs. & Rehab., Birchwood	Birchwood	GG	01/18/05	DOPNA, In-Service
Willow Pt. NH	Vestal	GG	01/28/05	DOPNA, POC, In-Service

<sup>2</sup> Denial of Payments for New Admissions (DoPNA): Facility will not be paid for any new Medicaid or Medicare residents until correction; Directed Plan Of Correction (POC): A plan that is developed by the State or the Federal regional office to require a facility to take action within specified timeframes. In New York State the facility is directed to analyze the reasons for the deficiencies and identify steps to correct the problems and ways to measure whether its efforts are successful; In-Service Training: State directs in-service training for staff; the facility needs to go outside for help; State Monitoring: State sends in a monitor to oversee correction; Termination means the facility can no longer receive reimbursement for Medicaid and Medicare residents.

## FEDERAL ENFORCEMENT ACTIONS AGAINST NURSING HOMES: 12/16/04-03/15/05<sup>3</sup>

### The Federal Government Imposed Civil Money Penalties (CMPs)<sup>4</sup> On 5 Nursing Homes

NAME OF HOME	LOCATION	DATE	AMOUNT
Fieldston Lodge	Riverdale	February 15, 2005	\$109,849
Lake Shore	Irving	February 17, 2005	\$ 7,150
Morris Park	Bronx	March 3, 2005	\$82,400
Morningside House	Bronx	March 10, 2005	\$15,990
Bellhaven Center	Brookhaven	March 11, 2005	\$18,500

<sup>3</sup> In our last edition, this page listed fines “imposed” and “final determinations.” Only information on final determinations is available under Freedom of Information laws. Thus, we will only be listing CMPs that are “Due and Payable” and we are calling them “imposed.”

<sup>4</sup> Civil Money Penalties (CMPs) - States can collect CMP funds from nursing homes that have failed to maintain compliance with Federal conditions of participation in Medicare and Medicaid programs. At this time, New York State does not collect such funds because we have only recently changed a law that would have put us in violation of federal law. The state will begin imposing these in the near future. These CMPs are now Due and Payable to the federal government.