



Department of Health

ANDREW M. CUOMO
Governor

HOWARD A. ZUCKER, M.D., J.D.
Commissioner

SALLY DRESLIN, M.S., R.N.
Executive Deputy Commissioner

May 18, 2020

Dear Adult Care Facility/Nursing Home Operator:

This is a reminder that the Governor's Executive Order 202.30 ("EO 202.30") required that you submit on or before May 15, 2020 a certification from both the operator and the administrator that you are in compliance with EO 202.30 and all other applicable Executive Orders and directives of the Commissioner of Health. If you either (1) failed to submit any type of certification of compliance on or before May 15, 2020; (2) failed to submit a signed certification from both the operator and the administrator on or before May 15, 2020; or (3) submitted a certification that did not contain the specific certification language required under EO 202.30 and requested in ACF DAL #20-14, NH-20-07 (a copy of which is attached hereto) or included additional language that altered the certification's meaning and import, you are in violation of EO 202.30. As a reminder, pursuant to the aforementioned DAL, the Department considers compliance with EO 202.30 to include the submission of a plan for testing.

As set forth in EO 202.30, your non-compliance with the Order's certification directive constitutes a violation of the Order for which an array of administrative and legal sanctions are available. The required certification as set forth in the attached copy of ACF DAL #20-14, NH-20-07 must be submitted forthwith. If it is not received by 7:00 PM on Monday, May 18, 2020, the Department will schedule an administrative hearing seeking all available and appropriate sanctions. If you have already submitted the required certification from both the administrator and operator, you are deemed to be in compliance and may ignore this notice. All adult care facility certifications should be emailed to covidadultcareinfo@health.ny.gov and all nursing home certifications should be emailed to covidnursinghomeinfo@health.ny.gov.

The Department thanks those who are in compliance with EO 202.30.

Sincerely,

Jennifer L. Treacy, R.Ph.
Acting Deputy Director
Office of Primary Care and
Health Systems Management