



## Department of Health

ANDREW M. CUOMO  
Governor

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

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

August 1, 2018

DAL: DAL 18-19  
SUBJECT: Amended: Reporting of Deaths,  
Attempted Suicide, and Felony  
Crimes

Dear Administrator:

This revised DAL supersedes DAL 18-09, dated July 3, 2018.

The purpose of this letter is to inform you that Social Services Law § 461-m has been amended to address reporting requirements related to resident deaths, attempted suicides, and incidents that the operator believes would constitute a felony crime against residents residing in Adult Homes and Enriched Housing Programs in New York State, and to better coordinate with provisions governing reporting to the Justice Center.

In addition to existing reporting requirements, effective immediately **all Adult Homes and Enriched Housing Programs must:**

- Report any death or attempted suicide of a resident to the Department of Health within 24 hours of its occurrence. **If the death or attempted suicide involves a resident who at any time received mental hygiene services, a report must also be called into the Justice Center;** and
- Report any incident that the operator believes would constitute a felony crime against a resident as soon as possible, or in any event within twenty-four hours of discovery of the incident, to an appropriate law enforcement authority. **If the incident involves a resident who at any time received mental hygiene services, a report must also be called into the Justice Center.**

Reports to the Department of Health must be made on the DOH-5175 (DSS-3123) Incident Report and faxed to the appropriate Regional Office. Reports to the Justice Center must be made by calling the Vulnerable Persons Central Register Hotline at (855) 373-2122.

Thank you in advance for your assistance. If you have any questions, please feel free to contact my office at (518) 408-1133, or contact your Regional Office Program Manager.

Sincerely,

Valerie A. Deetz, Director  
Division of ACF/Assisted Living Surveillance

cc: L. Darman  
B. Barrington  
P. Hasan  
N. Nickason  
J. Pinto  
J. VanDyke