

LEGAL SERVICES DIRECTIVES AND INFORMATIONAL LETTERS

- **81 ADM – 057 STIPSO Regulations**

Purpose:

The purpose of this release is to advise the local social services districts of the provisions of Chapter 991 of the Laws of 1981, which authorizes the districts to petition the court for Short Term Involuntary Protective Services Orders (STIPSO) on behalf of certain involuntary clients in need of Protective Services for Adults (PSA), and the steps which must be taken to effectively utilize this statutory authority.

- **82 INF – 018 STIPSO Modifications**

Purpose:

The purpose of this release is to inform the local districts of Chapter 154 of the Laws of 1982 which makes two minor technical changes in section 473-a(11) and (13) of the Social Services Law. Section 473-a SSL pertains to Short Term Involuntary Protective Services Orders.

- **82 ADM – 032 Changes in Chapter 991 of Law of 1981 Regarding STIPSO**

Purpose:

The purpose of this release is to advise the districts of a change in the procedures for the implementation of Chapter 991 of the laws of 1981 which are set forth in a previous Administrative Directive (81 ADM-57). Chapter 991 authorizes the districts to petition the court for Short Term Involuntary Protective Services Orders on behalf of endangered adults as defined in the law.

- **84 ADM – 014 Changes in Reporting Requirements for STIPSO**

Purpose:

The purpose of this release is to advise the districts of a change in the reporting requirements on the utilization of the Short term Involuntary Protective Services Orders (STIPSO).

- **87 ADM – 006 Regulations Governing use of Orders to Gain Access (OGA)**

Purpose:

The purpose of this directive is to advise the local social services districts of the provisions of Chapter 43 of the Laws of 1986, which authorizes the districts to petition the court for an Order to Gain Access in order to assess a person's need for Protective Services for Adults (PSA) when the district is refused access by that person or another individual.

- **89 INF- 059 Guardianships for Mentally Retarded & Developmentally Disabled**

Purpose:

The purpose of this release is to inform local social services districts of an amendment to the Surrogate's Court Procedure Act, in relation to the appointment of guardians for persons who are mentally retarded or developmentally disabled.

- **91 INF – 040 Clarification of Mental Hygiene Law 77 Regarding Placements by Conservators**

Purpose:

The purpose of this transmittal is to advise local social services districts of a recent decision by the State of New York Court of Appeals which affects the powers of conservators appointed under Article 77 of the Mental Hygiene Law (MHL) to make placement decisions on behalf of conservatees.

- **92 INF – 035 Role of Community Guardian**

Purpose:

The purpose of this release is to advise social services districts of the enactment of Chapter 160 of the Laws of 1992 which makes permanent the provisions of the Community Guardianship Program as set forth in Section 473-c of the Social Services Law (SSL).

- **92 INF – 040 Article 81 Guardianship Law**

Purpose:

The purpose of this release is to inform local social services districts of a recent amendment to the Mental Hygiene Law, in relation to the appointment of guardians for personal needs and property management for persons who are likely to suffer harm because they are unable to provide for personal needs including food, shelter, health care, or safety and/or are unable to manage property and financial affairs.

- **93 INF – 032 Clarifications Regarding Article 81 Guardianship Proceedings**

Purpose:

The purpose of this release is to inform local social services districts of additional pertinent information regarding the implementation of Article 81 of the Mental Hygiene Law, "Proceedings for Appointment of a Guardian for Personal Needs or Property Management".

- **94 INF – 014 Article 81 of the Mental Hygiene Law: Training Approval & Other Implementation Issues**

Purpose:

The purpose of this release is to inform local social services districts of additional pertinent information regarding the implementation of Article 81 of the Mental Hygiene Law, "Proceedings for Appointment of a Guardian for Personal Needs or Property Management".

- **95 INF – 010 Model Working Protocol Between PSA & Police**

Purpose;

The purpose of this release is to inform local social services districts of a model protocol concerning the working relationship between the Police and Protective Services for Adults (PSA). This protocol was developed by the Department in conjunction with the Division of Criminal Justice Services (DCJS).

- **95 INF – 020 The Family Protection & Domestic Violence Intervention Act**

Purpose:

This release is to inform you of the key provisions of The Family Protection and Domestic Violence Intervention Act of 1994. This comprehensive legislation includes major revisions to the Family Court Act (FCA) and the Criminal Procedure Law (CPL) providing for more aggressive law enforcement and criminal justice interventions and protections for victims of domestic violence.

- **95 INF – 037 Changes to Power-of-Attorney form**

Purpose:

The purpose of this release is to inform local social services districts of changes to the power of attorney forms used in New York State. A "power of attorney" is a document by which an individual gives legal authority to another person(s) to handle a variety of financial transactions and other matters.

- **97 ADM – 02 Chapter 935 of Law of 1995 Adult Abuse Amendments**

Purpose:

The purpose of this release is to advise local social services districts of the steps that must be undertaken to implement the provisions of Chapter 395 of the Laws of 1995, which contain several provisions to strengthen the ability of the State and local governments to respond to the problem of adult/elderly abuse. Please note that 95 INF-38 has been cancelled by this directive.

- **97 INF – 002 Strengthened Penalties for violating Orders of Protection**

Purpose:

The purpose of this release is to inform you about the provisions of Chapter 353 of the Laws of 1996, which became effective on September 1, 1996. This law amends the Penal Law by increasing the situations in which a violation of an Order of Protection is a felony offense.

- **99 OCFS INF – 05 Amendments to Penal Law Concerning Vulnerable Elderly Adults**

Purpose:

The purpose of this release is to inform local districts of recent amendments to the Penal Law concerning crimes against physically disabled and vulnerable elderly persons. Local district Protective Services for Adults (PSA) staff are required, under SSL 473.5, to report to the police whenever they suspect that a criminal offense has been committed against a person being assessed for or receiving PSA.