



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 21, 2019

Re: Revised DAL NH 19-01
Revised DAL DHDT 19-02

Dear Chief Executive Officer/Nursing Home Administrator:

The Department is planning to adopt the 2018 standards of the Facility Guidelines Institute (FGI). Pending approval of a proposed regulation codifying these changes, applications, including new construction and renovation received after September 1, 2019 may meet 2018 FGI and all its referenced standards as an equivalent to the existing requirement to meet the 2010 FGI specified in 10 NYCRR 711.2. As noted in prior guidance, projects currently submitted will be reviewed under the 2014 FGI guidelines, however, the 2018 edition of FGI can also be used for CON submissions prior to September 1, 2019 and will be reviewed as an equivalency until the regulations are enacted.

Copies of the 2018 FGI Guidelines can be obtained in digital or paperback format from MADCAD at fgi.madcad.com.

The Department will be updating its guidance for both drawing and waiver submissions. The updated guidance documents will be available on the Certificate of Need website at <https://www.health.ny.gov/facilities/cons>.

Should you have any questions regarding these changes, please contact Udo Ammon, Director, Bureau of Architecture and Engineering Review, at (518) 402-0904.

Sincerely,

Deirdre Astin, Director
Division of Hospitals and Diagnostic
& Treatment Centers
Centers for Health Care Provider
Services and Oversight

Sheila McGarvey, Director
Division of Nursing Homes and
ICF/IID Surveillance
Centers for Health Care Provider
Services and Oversight