



State of New Jersey
DEPARTMENT OF HEALTH
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PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

JUDITH M. PERSICILLI, RN, BSN, MA
Commissioner

In Re Licensure Violations:	:	
	:	
Woodland Behavioral and Nursing Center	:	AMENDMENT TO
	:	NOTICE OF REVOCATION
	:	OF LICENSE
(NJ Facility ID# NJ 61901)	:	RECORDS RETENTION
	:	
	:	
	:	
	:	

TO: Menachem Spiegel, Administrator
Woodland Behavioral and Nursing Center
99 Mulford Road
P.O. Box 1279
Andover, New Jersey 07821-1279
mspiegel@woodlandbehavioral.com

The Health Care Facilities Planning Act (N.J.S.A. 26:2H-1 et seq.) (the Act) provides a statutory scheme designed to ensure that all health care facilities are of the highest quality. Pursuant to the Act and N.J.A.C. 8:43E-1.1 et seq., General Licensure Procedures and Standards Applicable to All Licensed Facilities, the Department's Commissioner is authorized to inspect all health care facilities and to enforce the Standards for Licensure of Long-Term Care Facilities set forth at N.J.A.C. 8:39-1.1 et seq.

As set forth below, the Department of Health ("the Department") is issuing an Amendment to Notice of Revocation of License to Woodland Behavioral Health and Nursing Center ("Woodland" or "the Facility") requiring the facility to retain resident medical records in accordance with the requirements of N.J.S.A. 26:8-5, N.J.A.C. 8:39-35.1 and 35.2 (k). This amendment to the notice of revocation also requires Woodland to allow the Receiver to access resident medical records and requires Woodland to cooperate with the Receiver in accessing the records as necessary to fulfill the Receiver's managerial and oversight responsibilities in accordance with N.J.S.A. 26:2H-42(c) and the attached July 7, 2022 court order.

On the basis of continuing and gross violations of licensure regulations by Woodland that were substantiated during surveys at the facility from November of 2021 through May of 2022, the Department issued a notice of revocation of Woodland's license on May 26, 2022, that ordered Woodland to surrender its license by August 15, 2022, and to take certain other actions (see attached Notice of May 26, 2022).

On May 24, 2022, a complaint and order to show cause were filed in the Superior Court of New Jersey, Morris County, and served upon Woodland seeking the appointment of a receiver and other emergent relief. On July 7, 2022, the Honorable Frank J. DeAngelis, J.S.C., ordered the appointment of Mr. Allen Wilen as Receiver with full powers to control and operate Woodland, including but not limited to all rights and powers set forth in N.J.S.A. 26:2H-42(c) (see attached Order for Final Judgment, July 7, 2022).

N.J.A.C. 8:39-35.1 requires that at least 14 days before a facility plans to cease operations, it shall notify the New Jersey State Department of Health in writing of the location and method of retrieval of medical records. N.J.A.C. 8:39-35.2(k) requires the facility to protect medical records against loss, destruction, or unauthorized use. The facility shall retain medical records for a period of 10 years following the most recent discharge of the resident, or until the resident reaches the age of 23 years, whichever is the longer period of time. The facility is also required to retain a summary sheet of each medical record for a period of 20 years, and X-ray films or reproductions thereof shall be retained for a period of five years. N.J.A.C. 8:39-35.1 and 35.2 implement the medical records retention requirements of N.J.S.A. 26:8-5.

Accordingly, Woodland shall take

NOTICE that, the Notice of Revocation of License issued to Woodland on May 26, 2022, is hereby **AMENDED**, in accordance with the provisions set forth in N.J.S.A. 26:2H-13, N.J.A.C. 8:43E-3.1, N.J.A.C. 8:43E-3.2, N.J.A.C. 8:43E-3.3, N.J.A.C. 8:43E-3.9(a)(1) and N.J.A.C. 8:43E-3.9(a)(2); and Woodland shall take further

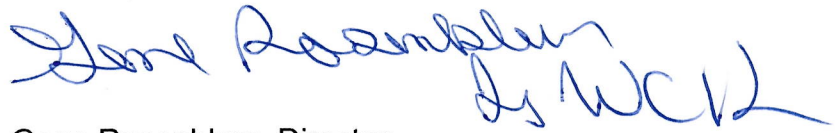
NOTICE that on or before **August 15, 2022**, Woodland shall, in accordance with N.J.A.C. 8:39-35.1, notify the New Jersey State Department of Health in writing of the location and method of retrieval of medical records; and Woodland shall take further

NOTICE that Woodland shall take any and all measures necessary to retain resident medical records in accordance with N.J.S.A. 26:8-5, N.J.A.C. 8:39-35.1 and 35.2; and Woodland shall take further

NOTICE that Woodland shall allow the Receiver to access resident medical records and shall cooperate with the Receiver in accessing the records as necessary to fulfill the Receiver's managerial and oversight responsibilities in accordance with N.J.S.A. 26:2H-42(c) and the Order for Final Judgment dated July 7, 2022.

Should you have questions concerning this Amendment to Notice of Revocation of License, you may contact me at (609) 984-8128 or you may contact Lisa King of my staff, at (609) 984-8161. On all correspondence related to this matter, please refer to Control# X21037.

Sincerely,

A handwritten signature in blue ink that reads "Gene Rosenblum" followed by a stylized signature that appears to be "Ls WCV".

Gene Rosenblum, Director
Office of Program Compliance
Division of Certificate of Need and Licensing

DATE: August 12, 2022

cc: Stefanie Mozgai

Control # X21037