



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE
PO BOX 2675
HARRISBURG, PENNSYLVANIA 17105-2675

ADULT RESIDENTIAL LICENSING

PHONE: (717) 783-3670
FAX: (717) 783-5662

CERTIFIED MAIL – RETURN RECEIPT

MAILING DATE: AUG 25 2011

Ms. Gail A. Inderwies, Administrator
Keystone Hospice
8765 Stenton Avenue
Wyndmoor, Pennsylvania 19038

Dear Ms. Inderwies:

Thank you for your request for a waiver of 55 Pa.Code Ch. 2600 (relating to personal care homes). You have requested a waiver of 55 Pa.Code § 2600.42(s) (relating to specific rights).

The Department of Public Welfare (Department) is denying a waiver of § 2600.42(s) in accordance with § 2600.19(a)(2) (relating to waivers). In accordance with § 2600.19(b), residents' rights may not be waived. Residents have the right to privacy of self and possessions. It is acceptable to monitor external doors, stairwells and common areas through video monitors for the purpose of protecting resident safety and security; however, the recording of the video violates a resident's right to privacy. The use of electronic monitoring does not replace the need for staff supervision and the duties and responsibilities of staff.

If you disagree with the Department's decision to deny the waiver, you have the right to appeal through hearing before the Bureau of Hearings and Appeals, Department of Public Welfare in accordance with 1 Pa.Code Part II, Chs. 31-35. If you decide to appeal, a written request for an appeal must be received within 10 days of the date of this letter by:

Ronald Melusky, Acting Director
Adult Residential Licensing
Department of Public Welfare
423 Health and Welfare Building
Seventh and Forster Streets
Harrisburg, Pennsylvania 17120

Ms. Inderwies

This decision is final 11 days from the date of this letter, or if you decide to appeal, upon issuance of a decision by the Bureau of Hearings and Appeals.

Sincerely,

A handwritten signature in cursive script that reads "Ronald Melusky". The signature is written in black ink and is positioned to the right of the typed name.

Ronald Melusky
Acting Director

Enclosures