



General Assembly

January Session, 2013

Amendment

LCO No. 6648

SB0088606648SD0

Offered by:

SEN. AYALA, 23rd Dist.

REP. SERRA, 33rd Dist.

To: Subst. Senate Bill No. 886

File No. 111

Cal. No. 138

"AN ACT CONCERNING AGING IN PLACE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 17b-105d of the general statutes is repealed and
4 the following is substituted in lieu thereof (*Effective July 1, 2013*):

5 (a) The Department of Social Services, in conjunction with the
6 member agencies of the Child Poverty and Prevention Council, may
7 work with local governments, institutions of higher education,
8 community action agencies and other entities to continue and expand
9 efforts, within available appropriations, to enroll eligible individuals in
10 the supplemental nutrition assistance program and to enroll eligible
11 supplemental nutrition assistance participants in education,
12 employment and training activities.

13 (b) The Commissioner of Social Services shall establish a system of
14 coordinated outreach to increase awareness and utilization of the

15 supplemental nutrition assistance program by eligible individuals,
16 including, but not limited to, recipients of home-delivered and
17 congregate meals and recipients of public assistance. Such outreach
18 shall take place at sites including, but not limited to: (1) Community
19 centers, (2) libraries, and (3) congregate meal sites. Such outreach shall
20 include prescreening for eligibility and assisting potential recipients to
21 complete applications for supplemental nutrition assistance available
22 at such sites.

23 Sec. 2. Subsection (e) of section 8-23 of the general statutes is
24 repealed and the following is substituted in lieu thereof (*Effective July*
25 *1, 2013*):

26 (e) (1) Such plan of conservation and development shall (A) be a
27 statement of policies, goals and standards for the physical and
28 economic development of the municipality, (B) provide for a system of
29 principal thoroughfares, parkways, bridges, streets, sidewalks,
30 multipurpose trails and other public ways as appropriate, (C) be
31 designed to promote, with the greatest efficiency and economy, the
32 coordinated development of the municipality and the general welfare
33 and prosperity of its people and identify areas where it is feasible and
34 prudent (i) to have compact, transit accessible, pedestrian-oriented
35 mixed use development patterns and land reuse, and (ii) to promote
36 such development patterns and land reuse, (D) recommend the most
37 desirable use of land within the municipality for residential,
38 recreational, commercial, industrial, conservation, agricultural and
39 other purposes and include a map showing such proposed land uses,
40 (E) recommend the most desirable density of population in the several
41 parts of the municipality, (F) note any inconsistencies with the
42 following growth management principles: (i) Redevelopment and
43 revitalization of commercial centers and areas of mixed land uses with
44 existing or planned physical infrastructure; (ii) expansion of housing
45 opportunities and design choices to accommodate a variety of
46 household types and needs; (iii) concentration of development around
47 transportation nodes and along major transportation corridors to

48 support the viability of transportation options and land reuse; (iv)
49 conservation and restoration of the natural environment, cultural and
50 historical resources and existing farmlands; (v) protection of
51 environmental assets critical to public health and safety; and (vi)
52 integration of planning across all levels of government to address
53 issues on a local, regional and state-wide basis, (G) make provision for
54 the development of housing opportunities, including opportunities for
55 multifamily dwellings, consistent with soil types, terrain and
56 infrastructure capacity, for all residents of the municipality and the
57 planning region in which the municipality is located, as designated by
58 the Secretary of the Office of Policy and Management under section
59 16a-4a, (H) promote housing choice and economic diversity in
60 housing, including housing for both low and moderate income
61 households, and encourage the development of housing which will
62 meet the housing needs identified in the state's consolidated plan for
63 housing and community development prepared pursuant to section 8-
64 37t and in the housing component and the other components of the
65 state plan of conservation and development prepared pursuant to
66 chapter 297, and (I) consider allowing older adults and persons with a
67 disability the ability to live in their homes and communities whenever
68 possible. Such plan may: (i) Permit home sharing in single-family
69 zones between up to four adult persons of any age with a disability or
70 who are sixty years of age or older, whether or not related, who receive
71 supportive services in the home; (ii) allow accessory apartments for
72 persons with a disability or persons sixty years of age or older, or their
73 caregivers, in all residential zones, subject to municipal zoning
74 regulations concerning design and long-term use of the principal
75 property after it is no longer in use by such persons; and (iii) expand
76 the definition of "family" in single-family zones to allow for accessory
77 apartments for persons sixty years of age or older, persons with a
78 disability or their caregivers. In preparing such plan the commission
79 shall consider focusing development and revitalization in areas with
80 existing or planned physical infrastructure. For purposes of this
81 subsection, "disability" has the same meaning as provided in section
82 46a-8.

83 (2) For any municipality that is contiguous to Long Island Sound,
84 such plan shall be (A) consistent with the municipal coastal program
85 requirements of sections 22a-101 to 22a-104, inclusive, (B) made with
86 reasonable consideration for restoration and protection of the
87 ecosystem and habitat of Long Island Sound, and (C) designed to
88 reduce hypoxia, pathogens, toxic contaminants and floatable debris in
89 Long Island Sound.

90 Sec. 3. Subsection (e) of section 29-269 of the general statutes is
91 repealed and the following is substituted in lieu thereof (*Effective July*
92 *1, 2013*):

93 (e) Notwithstanding the provisions of subsection (b) of this section,
94 a variation or exemption from the State Building Code shall not be
95 required to construct a visitable feature in a residential home. For
96 purposes of this section, "visitable feature" means (1) interior doorways
97 that provide a minimum thirty-two inch wide unobstructed opening,
98 (2) an accessible means of egress, as defined in Appendix A to 28 CFR
99 Part 36, including a ramp allowing access by a wheelchair, or (3) a full
100 or half bathroom on the first floor that is compliant with the provisions
101 of the Americans with Disabilities Act of 1990, as amended, 42 USC
102 12101.

103 Sec. 4. Subsection (a) of section 17b-451 of the general statutes is
104 repealed and the following is substituted in lieu thereof (*Effective July*
105 *1, 2013*):

106 (a) Any physician or surgeon licensed under the provisions of
107 chapter 370, any resident physician or intern in any hospital in this
108 state, whether or not so licensed, any registered nurse, any nursing
109 home administrator, nurse's aide or orderly in a nursing home facility,
110 any person paid for caring for a patient in a nursing home facility, any
111 staff person employed by a nursing home facility, any patients'
112 advocate, [and] any licensed practical nurse, medical examiner,
113 dentist, optometrist, chiropractor, podiatrist, social worker, clergyman,
114 police officer, pharmacist, psychologist or physical therapist, and any

115 person paid for caring for an elderly person by any institution,
116 organization, agency or facility. Such persons shall include but not be
117 limited to, an employee of a community-based services provider,
118 senior center, home care agency, homemaker and companion agency,
119 adult day care center, village-model community and congregate
120 housing facility, who has reasonable cause to suspect or believe that
121 any elderly person has been abused, neglected, exploited or
122 abandoned, or is in a condition which is the result of such abuse,
123 neglect, exploitation or abandonment, or is in need of protective
124 services, shall, not later than seventy-two hours after such suspicion or
125 belief arose, report such information or cause a report to be made in
126 any reasonable manner to the Commissioner of Social Services or to
127 the person or persons designated by the commissioner to receive such
128 reports. Any person required to report under the provisions of this
129 section who fails to make such report within the prescribed time
130 period shall be fined not more than five hundred dollars, except that, if
131 such person intentionally fails to make such report within the
132 prescribed time period, such person shall be guilty of a class C
133 misdemeanor for the first offense and a class A misdemeanor for any
134 subsequent offense. Any institution, organization, agency or facility
135 employing individuals to care for persons sixty years of age or older
136 shall provide mandatory training on detecting potential abuse and
137 neglect of such persons and inform such employees of their obligations
138 under this section.

139 Sec. 5. (NEW) (*Effective July 1, 2013*) (a) The Commissioner of Social
140 Services, in consultation with the Chief State's Attorney, the Attorney
141 General and the Long-Term Care Ombudsman, shall establish a
142 uniform recording system for complaints involving abuse or neglect of
143 elderly persons. The system shall include uniform definitions for the
144 categories of (1) physical abuse, (2) mental abuse, (3) self-neglect, (4)
145 neglect by others, and (5) financial exploitation.

146 (b) The Commissioner of Social Services, the Chief State's Attorney,
147 the Attorney General and the Long-Term Care Ombudsman shall

148 establish a database to record complaints each receives in the
149 categories defined pursuant to subsection (a) of this section. Such
150 database shall identify the office where each such complaint was filed
151 and disposition of each such complaint, including referrals to other
152 offices.

153 (c) The Commissioner of Social Services, the Chief State's Attorney,
154 the Attorney General and the Long-Term Care Ombudsman shall
155 share identifying information about victims of abuse or neglect only to
156 the extent necessary to ensure that complaints are not duplicated in the
157 uniform recording system established pursuant to subsection (a) of this
158 section. Information concerning the identity of victims shall be
159 disseminated in accordance with the provisions of section 17b-407 of
160 the general statutes.

161 (d) The database established pursuant to subsection (b) of this
162 section shall be maintained by the division of the Department of Social
163 Services responsible for protective services for elderly persons.

164 (e) Not later than July 1, 2014, and annually thereafter, the
165 Commissioner of Social Services, or the commissioner's designee, in
166 accordance with the provisions of section 11-4a of the general statutes,
167 shall submit a report to the joint standing committees of the General
168 Assembly having cognizance of matters relating to aging, human
169 services and public health, detailing: (1) The number of complaints
170 received in the previous calendar year and recorded in the shared
171 database pursuant to subsection (b) of this section in the categories
172 defined pursuant to subsection (a) of this section, (2) the disposition of
173 complaints, and (3) whether and by how much complaints per
174 category have increased or decreased from the previous year.

175 Sec. 6. (NEW) (*Effective July 1, 2013*) The Department of Consumer
176 Protection, in collaboration with the Department of Social Services and
177 the Department on Aging, shall conduct a public awareness campaign,
178 within available funding, to educate elderly consumers and caregivers
179 on ways to resist aggressive marketing tactics and scams."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	17b-105d
Sec. 2	<i>July 1, 2013</i>	8-23(e)
Sec. 3	<i>July 1, 2013</i>	29-269(e)
Sec. 4	<i>July 1, 2013</i>	17b-451(a)
Sec. 5	<i>July 1, 2013</i>	New section
Sec. 6	<i>July 1, 2013</i>	New section