



General Assembly

January Session, 2013

Amendment

LCO No. 7440

SB0088607440SD0

Offered by:

SEN. AYALA, 23rd Dist.

REP. SERRA, 33rd Dist.

To: Subst. Senate Bill No. 886

File No. 111

Cal. No. 138

(As Amended by Senate Amendment Schedule "A")

"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 Section 17b-105d of the general statutes is repealed and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, within available
14 appropriations, shall incorporate into existing efforts coordinated
15 outreach to increase awareness and utilization of the supplemental
16 nutrition assistance program by eligible individuals, including, but not
17 limited to, recipients of home-delivered and congregate meals and
18 recipients of public assistance.

19 Sec. 2. Subsection (e) of section 8-23 of the general statutes is
20 repealed and the following is substituted in lieu thereof (*Effective July*
21 *1, 2013*):

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

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

79 (2) For any municipality that is contiguous to Long Island Sound,

80 such plan shall be (A) consistent with the municipal coastal program
81 requirements of sections 22a-101 to 22a-104, inclusive, (B) made with
82 reasonable consideration for restoration and protection of the
83 ecosystem and habitat of Long Island Sound, and (C) designed to
84 reduce hypoxia, pathogens, toxic contaminants and floatable debris in
85 Long Island Sound.

86 Sec. 3. Subsection (e) of section 29-269 of the general statutes is
87 repealed and the following is substituted in lieu thereof (*Effective July*
88 *1, 2013*):

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

100 Sec. 4. Subsection (a) of section 17b-451 of the general statutes is
101 repealed and the following is substituted in lieu thereof (*Effective July*
102 *1, 2013*):

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

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

135 Sec. 5. (NEW) (*Effective July 1, 2013*) Not later than July 1, 2014, and
136 annually thereafter, the Commissioner of Social Services, or the
137 commissioner's designee, in accordance with the provisions of section
138 11-4a of the general statutes, shall submit a report to the joint standing
139 committees of the General Assembly having cognizance of matters
140 relating to aging, human services and public health, detailing: (1) The
141 number of complaints involving abuse or neglect of elderly persons
142 received in the previous calendar year in the categories of (A) physical
143 abuse, (B) mental abuse, (C) self-neglect, (D) neglect by others, and (E)
144 financial exploitation; (2) the disposition of complaints; and (3)
145 whether and by how much complaints per category have increased or

146 decreased from the previous year.

147 Sec. 6. (NEW) (*Effective July 1, 2013*) The Department of Consumer
 148 Protection, in collaboration with the Department of Social Services and
 149 the Department on Aging, shall conduct a public awareness campaign,
 150 within available funding, to educate elderly consumers and caregivers
 151 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