



General Assembly

January Session, 2019

Amendment

LCO No. 7379



Offered by:

SEN. MARONEY, 14th Dist.
REP. SERRA, 33rd Dist.
REP. BOLINSKY, 106th Dist.
SEN. KELLY, 21st Dist.
REP. MCCARTHY VAHEY, 133rd Dist.

SEN. WINFIELD, 10th Dist.
SEN. HWANG, 28th Dist.
REP. DEVLIN, 134th Dist.
REP. KUPCHICK, 132nd Dist.
REP. HAMPTON, 16th Dist.

To: Subst. Senate Bill No. 832

File No. 59

Cal. No. 54

"AN ACT CONCERNING REGISTRIES OF PERSONS FOUND RESPONSIBLE FOR ASSAULTS OR OTHER ABUSE, NEGLECT, EXPLOITATION OR ABANDONMENT OF ELDERLY PERSONS OR PERSONS WITH DISABILITIES."

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

3 "Section 1. (*Effective October 1, 2019*) (a) For purposes of this section,
4 (1) "publicly available background databases" means (A) the National
5 Sex Offender Public Website maintained by the United States
6 Department of Justice, (B) the Connecticut Sex Offender Registry
7 maintained pursuant to section 54-258 of the general statutes, (C) the
8 list of individuals and entities excluded from federally funded health
9 care programs for reasons that include, but are not limited to,
10 Medicaid or Medicare fraud, maintained by the Office of the Inspector

11 General of the United States Department of Health and Human
12 Services, (D) the Connecticut nurse's aide registry maintained by the
13 Department of Public Health pursuant to sections 20-102bb and 20-
14 102cc of the general statutes, (E) the criminal and motor vehicle
15 conviction database maintained by the Judicial Branch, (F) the
16 professional licensure verification database maintained by the
17 Department of Public Health, and (G) the database of practitioners and
18 entities suspended or excluded from participation in programs
19 administered by the Department of Social Services maintained by the
20 quality assurance division of the department; (2) "elderly person"
21 means a person sixty years of age or older; and (3) "persons with
22 disabilities" has the same meaning as provided in section 17b-608 of
23 the general statutes and includes a person with an intellectual
24 disability, as defined in section 1-1g of the general statutes.

25 (b) The executive director of the Commission on Women, Children
26 and Seniors shall (1) provide a portal on the commission's Internet web
27 site with links to publicly available background databases; and (2)
28 convene a working group to develop strategies to raise public
29 awareness of the availability of such databases to persons hiring
30 providers to care for elderly persons, children or persons with
31 disabilities. The executive director shall keep records of the number of
32 times such portal is utilized and file a report, in accordance with the
33 provisions of section 11-4a of the general statutes, not later than
34 January 1, 2021, on utilization of the program with the joint standing
35 committees of the General Assembly having cognizance of matters
36 relating to aging, children, human services and public health.

37 Sec. 2. Subdivision (3) of subsection (a) of section 19a-491c of the
38 general statutes is repealed and the following is substituted in lieu
39 thereof (*Effective October 1, 2019*):

40 (3) "Disqualifying offense" means a conviction of (A) any crime
41 described in 42 USC 1320a-7(a)(1), (2), (3) or (4), [or] (B) a substantiated
42 finding of neglect, abuse or misappropriation of property by a state or
43 federal agency pursuant to an investigation conducted in accordance

44 with 42 USC 1395i-3(g)(1)(C) or 42 USC 1396r(g)(1)(C), or (C) a
45 conviction of any crime described in section 53a-59a, 53a-60b, 53a-60c,
46 53a-61a, 53a-321, 53a-322 or 53a-323."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	New section
Sec. 2	<i>October 1, 2019</i>	19a-491c(a)(3)