

S. 1385

A. 3956

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

January 29, 2009

IN SENATE -- Introduced by Sens. DUANE, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

IN ASSEMBLY -- Introduced by M. of A. KELLNER, DINOWITZ, O'DONNELL, TITONE, BROOK-KRASNY, ESPAILLAT, GOTTFRIED, JAFFEE, MILLMAN, RAI, ROSENTHAL -- Multi-Sponsored by -- M. of A. BOYLAND, FINCH, GLICK, McENENY, PAULIN, PHEFFER, ROBINSON -- read once and referred to the Committee on Aging

AN ACT to amend the elder law, in relation to adding a requirement for the state office for the aging to report on the delivery of services to and needs of traditionally underserved populations in their annual report to the governor and legislature

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph (c) of subdivision 2 of section 213 of the elder
2 law is amended to read as follows:
3 (c) Include [recommendation] RECOMMENDATIONS for expanding or repli-
4 cating service programs that have been determined effective in helping
5 needy elderly remain in the community and to avoid institutional
6 care[.], INCLUDING RECOMMENDATIONS FOR TRADITIONALLY UNDERSERVED AGED
7 POPULATIONS, INCLUDING, BUT NOT LIMITED TO, POPULATIONS BASED ON RACE,
8 CREED, COLOR, NATIONAL ORIGIN, SEXUAL ORIENTATION, GENDER IDENTITY OR
9 EXPRESSION, MILITARY STATUS, SEX, MARITAL STATUS, DISABILITY, FAMILIAL
10 STATUS, AND LANGUAGE; AND
11 S 2. Subdivision 2 of section 213 of the elder law is amended by
12 adding a new paragraph (d) to read as follows:
13 (D) ASSESS THE PROGRESS, PROBLEMS, AND EFFECTIVENESS OF THE PROVISIONS
14 OF SERVICES TO OLDER PERSONS BY PROGRAMS ADMINISTERED BY THE OFFICE
15 DELIVERED TO TRADITIONALLY UNDERSERVED POPULATIONS, INCLUDING BUT NOT
16 LIMITED TO, AGED POPULATIONS BASED ON ACTUAL OR PERCEIVED RACE, CREED,

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 COLOR, NATIONAL ORIGIN, SEXUAL ORIENTATION, GENDER IDENTITY OR
2 EXPRESSION, MILITARY STATUS, SEX, MARITAL STATUS, DISABILITY, FAMILIAL
3 STATUS, LANGUAGE, OR PEOPLE WHO ARE ASSOCIATED WITH AN INDIVIDUAL WHO IS
4 OR IS PERCEIVED TO BE A MEMBER OF ANY OF THESE TRADITIONALLY UNDERSERVED
5 POPULATIONS.

6 S 3. Subdivision 3 of section 213 of the elder law is amended by
7 adding a new paragraph (k) to read as follows:

8 (K) A REPORT ON THE SPECIFIC NEEDS OF TRADITIONALLY UNDERSERVED AGED
9 POPULATIONS, INCLUDING, BUT NOT LIMITED TO, POPULATIONS BASED ON ACTUAL
10 OR PERCEIVED RACE, CREED, COLOR, NATIONAL ORIGIN, SEXUAL ORIENTATION,
11 GENDER IDENTITY OR EXPRESSION, MILITARY STATUS, SEX, MARITAL STATUS,
12 DISABILITY, FAMILIAL STATUS, AND LANGUAGE.

13 S 4. Subdivision 8 of section 203 of the elder law, as added by chap-
14 ter 48 of the laws of 2007, is renumbered subdivision 9 and a new subdi-
15 vision 10 is added to read as follows:

16 10. THE DIRECTOR IS HEREBY AUTHORIZED, TO THE EXTENT APPROPRIATIONS
17 ARE AVAILABLE THEREFOR, TO ESTABLISH GRANTS TO A NOT-FOR-PROFIT ORGAN-
18 IZATION, THROUGH A REQUEST FOR PROPOSAL PROCESS, TO PROVIDE TRAINING,
19 OUTREACH AND EDUCATION TO AGENCIES, INDIVIDUALS AND OTHER APPROPRIATE
20 ENTITIES WHO PROVIDE SERVICES TO THE LESBIAN, GAY, BISEXUAL, AND TRANS-
21 GENDER SENIOR POPULATIONS.

22 S 5. This act shall take effect immediately.