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2011-2012 Regular Sessions

I N   S E N A T E

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Introduced by Sens. GOLDEN, BONACIC, DeFRANCISCO, HANNON, LAVALLE --  
read twice and ordered printed, and when printed to be committed to  
the Committee on Aging

AN ACT to amend the elder law, in relation to establishing an  
Alzheimer's disease outreach and education program

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

1     Section 1. The elder law is amended by adding a new section 224 to  
2     read as follows:  
3     S 224. ALZHEIMER'S DISEASE OUTREACH AND EDUCATION PROGRAM. 1. THE  
4     OFFICE, IN CONSULTATION WITH THE COMMISSIONER OF HEALTH, IS HEREBY  
5     AUTHORIZED AND DIRECTED TO ESTABLISH AN ALZHEIMER'S DISEASE OUTREACH AND  
6     EDUCATION PROGRAM ("THE PROGRAM") FOR MEDICAL AND NON-MEDICAL PROFES-  
7     SIONALS, INCLUDING PHYSICIANS, NURSES, AND SOCIAL SERVICES PERSONNEL WHO  
8     WORK WITH OLDER NEW YORKERS AND THEIR FAMILIES, AND FOR CONSUMERS, CARE-  
9     GIVERS AND OTHER INDIVIDUALS AND ORGANIZATIONS WORKING WITH OR ON BEHALF  
10    OF PERSONS WITH ALZHEIMER'S DISEASE AND RELATED DEMENTIA. THE PURPOSE OF  
11    THE PROGRAM SHALL BE TO:  
12    (A) PROMOTE EARLIER IDENTIFICATION OF DEMENTIA IN HEALTH CARE FACILI-  
13    TIES INCLUDING BUT NOT LIMITED TO HOSPITALS, NURSING HOMES, CLINICS, AND  
14    ASSISTED LIVING FACILITIES;  
15    (B) PROVIDE INFORMATION AND ASSISTANCE ON WHERE TO FIND COMMUNITY  
16    SUPPORT SERVICES, INCLUDING CAREGIVER SUPPORT GROUPS AND SERVICES,  
17    RESPITE, CARE MANAGEMENT AND TO SERVE AS A CLEARINGHOUSE FOR RELATED  
18    INFORMATION; AND  
19    (C) PROMOTE PUBLIC AWARENESS OF AND ACCESS TO RESOURCES AND INFORMA-  
20    TION CONCERNING ALZHEIMER'S DISEASE AND ANY OTHER DEMENTIA RELATED  
21    MATTERS THAT THE COMMISSIONER AND DIRECTOR OF THE OFFICE FOR THE AGING  
22    DEEM APPROPRIATE.  
23    2. THE PROGRAM SHALL INCLUDE BUT SHALL NOT BE LIMITED TO ANY OF THE  
24    FOLLOWING ELEMENTS:

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

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1 (A) EDUCATIONAL AND INFORMATIONAL MATERIALS IN PRINT, AUDIO, VISUAL,  
2 ELECTRONIC OR OTHER MEDIA;

3 (B) TRAINING CURRICULUM INCLUDING BEST PRACTICES FOR INSTITUTIONS OF  
4 HIGHER LEARNING AND FOR ONGOING IN-SERVICE TRAINING;

5 (C) PUBLIC SERVICE ANNOUNCEMENTS AND ADVERTISEMENTS; AND

6 (D) ESTABLISHMENT OF TOLL-FREE TELEPHONE HOTLINES AND ELECTRONIC  
7 SERVICES TO PROVIDE INFORMATION.

8 3. THE OFFICE SHALL PRODUCE, MAKE AVAILABLE TO OTHERS FOR REPROD-  
9 UCTION, OR CONTRACT WITH OTHERS TO DEVELOP MATERIALS MENTIONED IN THIS  
10 SECTION AS THE DIRECTOR DEEMS APPROPRIATE. THESE MATERIALS SHALL BE MADE  
11 AVAILABLE TO THE PUBLIC FREE OF CHARGE AS APPROPRIATE OR FOR A FEE UNDER  
12 CERTAIN CIRCUMSTANCES. THE DIRECTOR MAY REQUEST THE COMMISSIONER OF  
13 HEALTH TO REQUIRE ANY HEALTH CARE PROVIDER TO MAKE THESE MATERIALS  
14 AVAILABLE TO PATIENTS WHERE APPROPRIATE AND ENCOURAGE NON-MEDICAL  
15 PROFESSIONALS TO MAKE THEM AVAILABLE TO THE CLIENTS THEY SERVE.

16 4. IN EXERCISING ANY OF HIS OR HER POWERS UNDER THIS SECTION, THE  
17 DIRECTOR SHALL CONSULT WITH APPROPRIATE HEALTH CARE PROFESSIONALS AND  
18 PROVIDERS, SENIOR SERVICE PROVIDERS, ORGANIZATIONS REPRESENTING PERSONS  
19 WITH DEMENTIA OR COGNITIVE IMPAIRMENTS, CONSUMERS AND PATIENTS OR ORGAN-  
20 IZATIONS REPRESENTING THEM.

21 5. THE DIRECTOR SHALL ENSURE THAT ALL INFORMATION AND MATERIALS  
22 PRODUCED UNDER THIS SECTION ARE MAINTAINED AND UPDATED TO REFLECT BEST  
23 PRACTICE RECOMMENDATIONS AND ARE CULTURALLY AND LINGUISTICALLY APPROPRI-  
24 ATE FOR THE COMMUNITIES SERVED BY THE ALZHEIMER'S DISEASE OUTREACH AND  
25 EDUCATION PROGRAM. THE OFFICE SHALL POST ELECTRONIC COPIES OF OUTREACH  
26 MATERIAL, INCLUDING BEST PRACTICES, ON ITS WEBSITE. THE DEPARTMENT OF  
27 HEALTH SHALL POST THE SAME INFORMATION ON ITS WEBSITE.

28 6. THE DIRECTOR MAY APPOINT ADVISORY COUNCILS RELATING TO VARIOUS  
29 MATTERS UNDER THIS SECTION. ALL SUCH COUNCILS SHALL INCLUDE REPRESENTATION  
30 OF HEALTH CARE PROFESSIONALS, PROVIDERS, SENIOR SERVICE PROVID-  
31 ERS, ORGANIZATIONS REPRESENTING PERSONS WITH DEMENTIA OR COGNITIVE  
32 IMPAIRMENTS, CONSUMERS, PATIENTS AND OTHER APPROPRIATE INTERESTS. THE  
33 MEMBERS OF THE COUNCILS SHALL RECEIVE NO COMPENSATION FOR THEIR  
34 SERVICES, BUT SHALL BE ALLOWED THEIR ACTUAL AND NECESSARY EXPENSES  
35 INCURRED IN PERFORMANCE OF THEIR DUTIES.

36 7. IN ADDITION TO STATE FUNDS APPROPRIATED UNDER THIS SECTION, THE  
37 DIRECTOR MAY ACCEPT GRANTS FROM PUBLIC OR PRIVATE SOURCES. THE DIRECTOR,  
38 IN ADMINISTERING THIS SECTION, SHALL SEEK TO COORDINATE PROGRAMS AND  
39 ACTIVITIES UNDER THIS SECTION WITH OTHER PUBLIC AND PRIVATE PROGRAMS,  
40 AND MAY UNDERTAKE JOINT OR COOPERATIVE PROGRAMS WITH OTHER PUBLIC OR  
41 PRIVATE ENTITIES.

42 8. THE DIRECTOR MAY MAKE RULES AND REGULATIONS NECESSARY AND APPROPRI-  
43 ATE FOR IMPLEMENTATION OF THIS SECTION.

44 S 2. This act shall take effect immediately.