

880

2011-2012 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 5, 2011

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Introduced by M. of A. KELLNER, DINOWITZ, BROOK-KRASNY, O'DONNELL, GOTT-FRIED, ROSENTHAL, TITONE, JAFFEE, RAIA, MILLMAN -- 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,  
17 COLOR, NATIONAL ORIGIN, SEXUAL ORIENTATION, GENDER IDENTITY OR  
18 EXPRESSION, MILITARY STATUS, SEX, MARITAL STATUS, DISABILITY, FAMILIAL  
19 STATUS, LANGUAGE, OR PEOPLE WHO ARE ASSOCIATED WITH AN INDIVIDUAL WHO IS

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

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1 OR IS PERCEIVED TO BE A MEMBER OF ANY OF THESE TRADITIONALLY UNDERSERVED  
2 POPULATIONS.

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

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

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

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

19 S 5. This act shall take effect immediately.