

STATE OF NEW YORK

554--A

Cal. No. 584

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sens. MAY, COONEY, GOUNARDES, HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- recommitted to the Committee on Aging in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee and committed to the Committee on Finance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the elder law and the economic development law, in relation to encore entrepreneurship

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivisions 16 and 17 of section 202 of the elder law,
2 subdivision 16 as amended by chapter 63 of the laws of 2022 and subdivi-
3 sion 17 as added by section 1 of subpart J of part XX of chapter 55 of
4 the laws of 2020, are amended and a new subdivision 18 is added to read
5 as follows:
6 16. to the extent appropriations are available, and in consultation
7 with the office of children and family services, conduct a public educa-
8 tion campaign that emphasizes zero-tolerance for elder abuse. Such
9 campaign shall include information about the signs and symptoms of elder
10 abuse, identification of potential causes of elder abuse, which includes
11 identity theft, resources available to assist in the prevention of elder
12 abuse, where suspected elder abuse can be reported, contact information
13 for programs offering services to victims of elder abuse such as coun-
14 seling, and assistance with arranging personal care and shelter. Such
15 campaign may include, but not be limited to: printed educational and
16 informational materials; audio, video, electronic, other media; and
17 public service announcements or advertisements; [~~and~~]

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

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1 17. subject to an appropriation, make available to designated agencies
2 as defined in paragraph (a) of subdivision one of section two hundred
3 fourteen of this title, a training program for the purpose of raising
4 awareness, removing barriers and improving services for older adults
5 based on their sexual orientation and gender identity or expression as
6 defined in section two hundred ninety-two of the executive law. Such
7 training program may include:

8 (i) an overview of the history, unique needs, and concerns of lesbian,
9 gay, bisexual, transgender, asexual, gender non-conforming and gender
10 non-binary older adults;

11 (ii) reasons why lesbian, gay, bisexual, transgender, asexual, gender
12 non-conforming and gender non-binary older adults may choose not to
13 self-identify; and

14 (iii) tools that may be used to incorporate lesbian, gay, bisexual,
15 transgender, asexual, gender non-conforming and gender non-binary older
16 adult concerns into direct care and steps that may be taken to improve
17 the quality of services and support provided[+]; and

18 18. to, in cooperation with the department of economic development,
19 make recommendations to the governor and legislature on expanding encore
20 entrepreneurship in the state, to empower individuals fifty years of age
21 or older to establish small businesses. The director and the president
22 of empire state development shall establish an advisory committee to
23 carry out the provisions of this subdivision. Such committee shall
24 include, but not be limited to, economic development professionals,
25 small business support specialists, senior citizens organizations, and
26 successful encore entrepreneurs. For purposes of this subdivision the
27 term "encore entrepreneur" shall mean a person fifty years of age or
28 older who is starting a small business for the first time, and the term
29 "small business" shall mean a business that is located within the state,
30 independently owned and operated and employs not more than fifty
31 persons.

32 § 2. Section 134 of the economic development law is amended by adding
33 a new subdivision 13 to read as follows:

34 13. initiate and implement a program to provide education and training
35 specific to the needs of individuals fifty years of age or older regard-
36 ing the transition from a current job, retirement or other life status
37 to an encore entrepreneur and small business developer. Such program
38 shall address the unique issues faced by such entrepreneurs and identify
39 and disseminate helpful and relevant information and resources to assist
40 such individuals with such transition. For purposes of this subdivision
41 the term "encore entrepreneur" shall mean a person fifty years of age or
42 older who is starting a small business for the first time, and the term
43 "small business" shall mean a business that is located within the state,
44 independently owned and operated and employs not more than fifty
45 persons.

46 § 3. This act shall take effect on the ninetieth day after it shall
47 have become a law. Effective immediately, the addition, amendment and/or
48 repeal of any rule or regulation necessary for the implementation of
49 this act on its effective date are authorized to be made and completed
50 on or before such date.