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:

Section 1. Subdivisions 16 and 17 of section 202 of the elder law, subdivision 16 as amended by chapter 63 of the laws of 2022 and subdivision 17 as added by section 1 of subpart J of part XX of chapter 55 of the laws of 2020, are amended and a new subdivision 18 is added to read as follows:

16. to the extent appropriations are available, and in consultation with the office of children and family services, conduct a public education campaign that emphasizes zero-tolerance for elder abuse. Such campaign shall include information about the signs and symptoms of elder abuse, identification of potential causes of elder abuse, which includes identity theft, resources available to assist in the prevention of elder abuse, where suspected elder abuse can be reported, contact information for programs offering services to victims of elder abuse such as counseling, and assistance with arranging personal care and shelter. Such campaign may include, but not be limited to: printed educational and informational materials; audio, video, electronic, other media; and public service announcements or advertisements; [~~and~~]

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

LBD04767-03-2

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

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

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

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

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

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

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

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