

HOUSE BILL 605

O2

71r0513

By: **Delegates Kullen, Benson, Bromwell, Goldwater, Hammen, Hubbard, Lafferty, Mizeur, Montgomery, Pena-Melnyk, ~~and Waldstreicher~~ Waldstreicher, Beitzel, Costa, Donoghue, Elliott, Kach, Kipke, McDonough, Morhaim, Nathan-Pulliam, Oaks, Pendergrass, Tarrant, V. Turner, and Weldon**

Introduced and read first time: February 8, 2007

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 14, 2007

CHAPTER _____

1 AN ACT concerning

2 **Statewide Empowerment Zones for Seniors Commission**

3 FOR the purpose of establishing the Statewide Empowerment Zones for Seniors
4 Commission; providing for the membership of the Commission; authorizing the
5 Commission to consult with certain individuals and entities; authorizing the
6 Secretary of Aging to perform certain duties; requiring the Commission to make
7 certain recommendations; providing for the requirements for a qualifying
8 comprehensive empowerment zone for seniors plan; requiring the Department
9 of Aging to staff the Commission; requiring the Commission to submit certain
10 reports to the Governor and General Assembly on or before certain dates;
11 providing that a member of the Commission may receive a certain
12 reimbursement; ~~providing for a certain annual appropriation to the~~
13 ~~Commission;~~ providing for the termination of this Act; and generally relating to
14 the Statewide Empowerment Zones for Seniors Commission.

15 BY adding to

16 Article – Human Services

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 10-801 through ~~10-807~~ 10-806 to be under the new subtitle "Subtitle 8.
2 Statewide Empowerment Zones for Seniors Commission"
3 Annotated Code of Maryland
4 (As enacted by Chapter __ (S.B. 6) of the Acts of the General Assembly of 2007)

5 Preamble

6 WHEREAS, In the first two decades of the 21st century, the population of
7 Marylanders over age 60 is expected to rise by 74%, to nearly 1.4 million, according to
8 U.S. Census Bureau estimates; and

9 WHEREAS, Older adults overwhelmingly report that they want to grow old in
10 their homes and communities, rather than in institutional settings; and

11 WHEREAS, Many older adults move to institutional facilities unwillingly and
12 prematurely because they lack the resources to continue to live at home; and

13 WHEREAS, Providing home and community-based services that enable older
14 adults to age in place has shown to be the most cost-effective model for aging; and

15 WHEREAS, Maryland is home to several examples of a new aging-in-place
16 model called Naturally Occurring Retirement Communities (NORC) Supportive
17 Services Programs, which combine public, nonprofit, and private sector entities to
18 provide a comprehensive array of housing, social, medical, and transportation services
19 to help seniors age in place; and

20 WHEREAS, The AARP Public Policy Institute has defined a Livable
21 Community for Seniors as one that has affordable and appropriate housing, supportive
22 community features and services, and adequate mobility options, that when combined
23 facilitate personal independence and the engagement of residents in civic and social
24 life; and

25 WHEREAS, Developing a new aging-in-place model that combines the
26 individual service focus of NORCs with the comprehensive neighborhood scope of
27 Livable Communities will capitalize on the invaluable contributions of older
28 Marylanders, while at the same time ensure that State resources are focused in those
29 areas where they will have the greatest impact; now, therefore,

30 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
31 MARYLAND, That the Laws of Maryland read as follows:

32 **Article – Human Services**

1 **SUBTITLE 8. STATEWIDE EMPOWERMENT ZONES FOR SENIORS COMMISSION.**

2 **10-801.**

3 **THERE IS A STATEWIDE EMPOWERMENT ZONES FOR SENIORS**
4 **COMMISSION.**

5 **10-802.**

6 **(A) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:**

7 **(1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY**
8 **THE PRESIDENT OF THE SENATE;**

9 **(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY**
10 **THE SPEAKER OF THE HOUSE;**

11 **(3) THE SECRETARY OF AGING, OR THE SECRETARY'S DESIGNEE;**

12 **(4) THE SECRETARY OF HEALTH AND MENTAL HYGIENE, OR THE**
13 **SECRETARY'S DESIGNEE;**

14 **(5) THE SECRETARY OF HOUSING AND COMMUNITY**
15 **DEVELOPMENT, OR THE SECRETARY'S DESIGNEE;**

16 **(6) THE SECRETARY OF TRANSPORTATION, OR THE**
17 **SECRETARY'S DESIGNEE;**

18 **(7) THE SECRETARY OF PLANNING OR THE SECRETARY'S**
19 **DESIGNEE;**

20 ~~**(7)**~~ **(8) ONE REPRESENTATIVE FROM LOCAL GOVERNMENT;**

21 ~~**(8)**~~ **(9) ONE REPRESENTATIVE FROM THE MARYLAND**
22 **ASSOCIATION OF AREA AGENCIES ON AGING;**

23 ~~**(9)**~~ **(10) TWO REPRESENTATIVES FROM PROVIDERS OF SENIOR**
24 **SERVICES;**

1 ~~(10)~~ (11) **TWO REPRESENTATIVES FROM SENIOR ADVOCACY**
2 **ORGANIZATIONS;**

3 ~~(11)~~ (12) **ONE REPRESENTATIVE FROM A NEIGHBORHOOD OR**
4 **COMMUNITY ORGANIZATION;**

5 ~~(12)~~ (13) **ONE REPRESENTATIVE FROM A TRADE ASSOCIATION**
6 **WHOSE MEMBERS PROVIDE SERVICES TO SENIORS;**

7 ~~(13)~~ (14) **ONE CONSUMER MEMBER AT LEAST 60 YEARS OLD; AND**

8 ~~(14)~~ (15) **ONE REPRESENTATIVE FROM AN ACADEMIC**
9 **INSTITUTION WHO HAS EXPERTISE IN AGING STUDIES OR A RELATED FIELD.**

10 **(B) IN PERFORMING ITS DUTIES, THE COMMISSION MAY CONSULT WITH**
11 **INDIVIDUALS AND ENTITIES THAT THE SECRETARY DEEMS APPROPRIATE.**

12 **10-803.**

13 **(A) THE SECRETARY OF AGING SHALL:**

14 **(1) CHAIR THE COMMISSION;**

15 **(2) APPOINT THE NONDESIGNATED MEMBERSHIP OF THE**
16 **COMMISSION; AND**

17 **(3) ESTABLISH SUBCOMMITTEES AND APPOINT SUBCOMMITTEE**
18 **CHAIRS AS NECESSARY TO FACILITATE THE WORK OF THE COMMISSION.**

19 **(B) TO THE EXTENT PRACTICABLE, THE MEMBERS APPOINTED TO THE**
20 **COMMISSION SHALL REASONABLY REFLECT THE GEOGRAPHIC, RACIAL,**
21 **ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THIS STATE.**

22 **10-804.**

23 **(A) THE COMMISSION SHALL RECOMMEND A PLAN TO DEVELOP AN**
24 **EMPOWERMENT ZONES FOR SENIORS PROGRAM IN THE STATE THAT DIRECTS**
25 **FINANCIAL AND REGULATORY INCENTIVES TO LOCAL COMMUNITIES THAT**
26 **DEVELOP A QUALIFYING COMPREHENSIVE EMPOWERMENT ZONE FOR SENIORS**
27 **PLAN THAT IS DESIGNED TO ENHANCE AGING-IN-PLACE SERVICES AND**

1 FACILITATE THE PERSONAL INDEPENDENCE AND CIVIC AND SOCIAL
2 ENGAGEMENT OF SENIORS IN THE COMMUNITY.

3 (B) A QUALIFYING COMPREHENSIVE EMPOWERMENT ZONE FOR
4 SENIORS PLAN SHALL:

5 (1) BE DEVELOPED AND IMPLEMENTED JOINTLY BY
6 STAKEHOLDERS IN A COMMUNITY, INCLUDING STATE AND LOCAL
7 GOVERNMENTS, SENIOR HOUSING OWNERS OR MANAGERS, HEALTH PROVIDERS,
8 NONPROFIT ELDERLY SERVICES PROVIDERS, LOCAL BUSINESSES, AND
9 INDIVIDUAL SENIORS;

10 (2) INCLUDE AFFORDABLE, ACCESSIBLE, AND APPROPRIATE
11 HOUSING;

12 (3) INCLUDE SUPPORTIVE COMMUNITY FEATURES AND
13 SERVICES;

14 (4) PROVIDE ADEQUATE MOBILITY OPTIONS;

15 (5) INCLUDE EVIDENCE-BASED PREVENTION STRATEGIES TO
16 REDUCE THE INCIDENCE OF DISEASE AND INJURY AND TO HELP INDIVIDUALS
17 WITH FUNCTIONAL DISABILITY OR CHRONIC ILLNESSES TO MANAGE THEIR
18 CONDITIONS; AND

19 (6) PROMOTE SUCCESSFUL AGING BY FACILITATING PERSONAL
20 INDEPENDENCE AND ENGAGING RESIDENTS IN CIVIC AND SOCIAL LIFE.

21 (C) THE COMMISSION SHALL RECOMMEND STATE INCENTIVES TO
22 PROVIDE TO A COMMUNITY THAT SUBMITS A QUALIFYING COMPREHENSIVE
23 EMPOWERMENT ZONES FOR SENIORS PLAN, INCLUDING REGULATORY AND
24 FUNDING OPTIONS.

25 **10-805.**

26 (A) THE DEPARTMENT SHALL PROVIDE STAFF SUPPORT TO THE
27 COMMISSION.

28 (B) A MEMBER OF THE COMMISSION MAY NOT RECEIVE COMPENSATION
29 AS A MEMBER OF THE COMMISSION, BUT IS ENTITLED TO REIMBURSEMENT FOR

1 EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED
2 IN THE STATE BUDGET.

3 **10-806.**

4 THE COMMISSION SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS
5 TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT
6 ARTICLE, TO THE GENERAL ASSEMBLY IN AN INTERIM REPORT ON OR BEFORE
7 JANUARY 1, 2008, AND IN A FINAL REPORT ON OR BEFORE JANUARY 1, 2009.

8 ~~10-807.~~

9 ~~SUBJECT TO THE AVAILABILITY OF FUNDING, FOR EACH FISCAL YEAR FOR~~
10 ~~WHICH APPROPRIATIONS ARE MADE AT LEAST \$50,000 SHALL BE USED TO FUND~~
11 ~~THE STATEWIDE EMPOWERMENT ZONES FOR SENIORS COMMISSION.~~

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 ~~June~~ October 1, 2007. It shall remain effective for a period of 2 years and, at the end
14 of ~~May 31~~ September 30, 2009, with no further action required by the General
15 Assembly, this Act shall be abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.