

2017 -- S 0788 SUBSTITUTE A

LC002029/SUB A

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO HEALTH AND SAFETY - LONG-TERM CARE COORDINATING
COUNCIL

Introduced By: Senators Miller, and DiPalma

Date Introduced: April 25, 2017

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-17.3-2 of the General Laws in Chapter 23-17.3 entitled "Long-
2 term Care Coordinating Council" is hereby amended to read as follows:

3 **23-17.3-2. Membership.**

4 The council shall be comprised of ~~forty-one (41)~~ thirty-three (33) members, as follows:
5 the lieutenant governor or designee; ~~the secretary of state or designee;~~ the director of the
6 department of health or designee; the ~~director~~ secretary of the ~~department~~ executive office of
7 health and human services or designee; the director of the department of behavioral healthcare,
8 developmental disabilities and hospitals or designee; the attorney general or designee; the director
9 of the ~~department~~ division of elderly affairs or designee; the chair of the Rhode Island advisory
10 commission on aging or designee; the ~~president~~ director of the Rhode Island Chapter of the
11 American Association of Retired Persons (AARP) or designee; the ~~director of the Alliance for~~
12 ~~Long-term Care~~ state long-term care ombudsman or designee; the president of the Rhode Island
13 Senior Center Directors Association or designee; the executive director of the Rhode Island
14 chapter of the Alzheimer's Association or designee; a representative of a not-for-profit long-term
15 care provider organization other than a nursing home owner; and a representative of a long-term
16 care service provider that primarily serves persons with ~~mental retardation or~~ developmental
17 disabilities, both to be appointed by the governor; ~~and~~ a representative of an assisted living
18 residence other than a nursing home, to be appointed by the lieutenant governor; ~~a representative~~

1 ~~of a not for profit nursing home to be appointed by the lieutenant governor; five (5) citizens of~~
2 ~~the state with no direct or indirect interest in nursing home ownership who have demonstrated~~
3 ~~concern for the care of the elderly, two (2) of whom shall be appointed by the lieutenant~~
4 ~~governor, two (2) of whom shall be appointed by the speaker of the house of representatives, and~~
5 ~~one of whom shall be appointed by the President of the senate; a public member with no direct~~
6 ~~interest in long-term care ownership representing a senior advocacy organization, to be appointed~~
7 ~~by the speaker;~~ a representative of ~~an adult day care center~~ the state program of all inclusive care
8 of the elderly, to be appointed by the ~~speaker~~ lieutenant governor; a representative of senior
9 housing to be appointed by the lieutenant governor; a representative of a ~~not for profit home~~
10 ~~health care agency~~ hospice provider organization, to be appointed by the ~~speaker~~ senate president;
11 a licensed home care provider or a licensed home nursing care provider, to be appointed by the
12 speaker; ~~a representative of a for profit home health care agency to be appointed by the speaker;~~
13 ~~and~~ a representative of a community mental health center, to be appointed by the president of the
14 senate; a registered nurse experienced in the care of the elderly, to be appointed by the governor;
15 a representative of nonmanagerial nursing home employees, to be appointed by the lieutenant
16 governor; ~~three (3)~~ two (2) members of the house, not more than ~~two (2)~~ one from the same
17 political party, to be appointed by the speaker; a nursing home owner, to be appointed by the
18 speaker; two (2) members of the senate, not more than one from the same political party, to be
19 appointed by the president of the senate; one consumer of home and community based care or a
20 caregiver of a consumer of home and community based care, to be appointed by the ~~speaker from~~
21 ~~a list of three (3) submitted by the chairperson of the independent living council~~ lieutenant
22 governor; one consumer of ~~home and community based care to be appointed by the president of~~
23 ~~the senate from a list of three (3) submitted by the chairperson of the Governor's Council on~~
24 ~~Mental Health~~ behavioral health services or a caregiver of a consumer of behavioral health
25 services, to be appointed by the speaker; a member of the public representing the interests of
26 parents of children with special care needs, to be appointed by the ~~president of the senate~~
27 governor; ~~a family member of a person with developmental disabilities to be appointed by the~~
28 ~~speaker of the house;~~ a person with developmental disabilities or a representative of an
29 organization that advocates for the rights of persons with developmental disabilities, to be
30 appointed by the lieutenant governor; a general physician or advanced practice nurse with
31 experience in serving persons with long-term care and behavioral health needs, to be appointed
32 by the president of the senate; ~~and a psychiatrist specializing in the medical problems of the~~
33 ~~elderly, to be appointed by the lieutenant governor. Members of the general public may be~~
34 ~~appointed in lieu of legislators, provided that at least one member shall be appointed from the~~

1 ~~house and one from the senate, and the appointments shall be made by the same authority as for~~
2 ~~the legislators supplanted~~ and a representative of a managed care health insurer providing long-
3 term support and services, to be appointed by the governor. The members of the council shall
4 serve two (2) year terms, expiring on the second anniversary of each individual's appointment or
5 on the date that their respective successors are appointed and qualified, whichever is later.

6 SECTION 2. This act shall take effect upon passage.

=====
LC002029/SUB A
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO HEALTH AND SAFETY - LONG-TERM CARE COORDINATING
COUNCIL

- 1 This act would amend the membership of the long-term care coordinating council from
- 2 forty-one (41) members to thirty-three (33) members.
- 3 This act would take effect upon passage.

=====
LC002029/SUB A
=====