

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Human Services to which was referred House Bill No.
3 608 entitled “An act relating to creating an Older Vermonters Act working
4 group” respectfully reports that it has considered the same and recommends
5 that the bill be amended by striking out all after the enacting clause and
6 inserting in lieu thereof the following:

7 It is hereby enacted by the General Assembly of the State of Vermont:

8 Sec. 1. FINDINGS AND PURPOSE

9 (a) The General Assembly finds that:

10 (1) Vermont’s demographics are shifting, with Vermonters 60 years of
11 age or older becoming a larger percentage of the population.

12 (2) The Older Americans Act provides a blueprint for states to develop a
13 comprehensive and coordinated system of services and supports for older
14 persons and family caregivers to support the ability of older persons to age
15 with dignity, respect, and independence.

16 (3) The Older Americans Act tasks Vermont with taking limited
17 resources and using them as strategically as possible, targeting services to
18 those in the greatest economic and social need.

19 (4) The Department of Disabilities, Aging, and Independent Living, as
20 the State Unit on Aging, is required by the Older Americans Act to develop
21 periodically a State Plan on Aging, and the five designated Area Agencies on

1 Aging are similarly required to develop Area Plans for their planning and
2 service areas. The State Plan on Aging and the Area Plans outline goals and
3 objectives for the State and the Area Agency on Aging service areas to
4 improve services to and outcomes for older Vermonters and family caregivers.

5 (5) The Vermont Futures Project estimates that Vermont will need
6 11,000 more workers annually to maintain the current level of economic
7 growth. Many older Vermonters would benefit from full- or part-time
8 employment.

9 (6) Many older Vermonters would also benefit from continued or
10 increased involvement in their communities through participation in volunteer
11 activities and opportunities for civic engagement.

12 (b) The purpose of this act is to establish a working group that shall
13 develop recommendations for an Older Vermonters Act aligned with the
14 federal Older Americans Act, the Vermont State Plan on Aging, and the
15 Choices for Care program. The working group shall address the value of older
16 Vermonters to the fabric of the State’s communities, as well as the service and
17 support needs that older Vermonters may have.

18 Sec. 2. DEFINITIONS

19 As used in this act:

20 (1) “Area Agency on Aging” means an organization designated by the
21 State to develop a comprehensive and coordinated system of services and

1 supports for older Vermonters within a defined planning and service area of the
2 State.

3 (2) “Choices for Care program” means the Choices for Care program
4 contained within Vermont’s Global Commitment to Health Section 1115
5 demonstration.

6 (3) “Family caregiver” means an adult family member or other
7 individual who is an informal provider of in-home and community care to an
8 older Vermonter or to an individual with Alzheimer’s disease or a related
9 disorder.

10 (4) “Older Americans Act” means the federal law originally enacted in
11 1965 to facilitate a comprehensive and coordinated system of supports and
12 services for older Americans and their caregivers.

13 (5) “Older Vermonter” means, consistent with the Older Americans Act,
14 an individual residing in this State who is 60 years of age or older.

15 (6) “State Plan on Aging” means the plan required by the Older
16 Americans Act that outlines the roles and responsibilities of the State and the
17 Area Agencies on Aging in administering and carrying out the Older
18 Americans Act.

19 (7) “State Unit on Aging” means an agency within a state’s government
20 that is directed to administer the Older Americans Act programs and to develop
21 the State Plan on Aging in that state. In Vermont, the Department of

1 Disabilities, Aging, and Independent Living is the designated State Unit on
2 Aging.

3 Sec. 3. OLDER VERMONTERS ACT WORKING GROUP; REPORT

4 (a) Creation. There is created an Older Vermonters Act working group for
5 the purpose of developing recommendations for an Older Vermonters Act that
6 aligns with the federal Older Americans Act, the Vermont State Plan on Aging,
7 and the Choices for Care program.

8 (b) Membership. The working group shall be composed of the following
9 15 members:

10 (1) one current member of the House of Representatives appointed by
11 the Speaker of the House;

12 (2) one current member of the Senate appointed by the Committee on
13 Committees;

14 (3) the Commissioner of Disabilities, Aging, and Independent Living or
15 designee;

16 (4) the Director of Health Promotion and Disease Prevention at the
17 Department of Health or designee;

18 (5) the Executive Director of the Vermont Association of Area Agencies
19 on Aging or designee;

20 (6) the State Long-Term Care Ombudsman;

1 (7) the Director of Vermont Associates for Training and Development or
2 designee;

3 (8) a representative of the Vermont Association of Adult Day Services,
4 appointed by the Association;

5 (9) a representative of home health agencies, appointed jointly by the
6 VNAs of Vermont and Bayada Home Health Care;

7 (10) a representative of long-term care facilities, appointed by the
8 Vermont Health Care Association;

9 (11) the Director of the Center on Aging at the University of Vermont or
10 designee;

11 (12) a representative of the Vermont Association of Senior Centers and
12 Meal Providers, appointed by the Association;

13 (13) two older Vermonters from different regions of the State, appointed
14 by the Advisory Board established by 33 V.S.A. § 505; and

15 (14) a family caregiver of an older Vermonter, appointed by the
16 Advisory Board established by 33 V.S.A. § 505.

17 (c) Powers and duties. The working group, in consultation with elder care
18 mental health clinicians, the Vermont Chamber of Commerce, the Community
19 of Vermont Elders, the Alzheimer’s Association, AARP Vermont, the Elder
20 Law Project at Vermont Legal Aid, the Vermont Public Transportation

1 Association, and other interested stakeholders, shall develop recommendations
2 on the following:

3 (1) the authority and responsibilities of the Vermont Department of
4 Disabilities, Aging, and Independent Living as a State Unit on Aging;

5 (2) the authority and responsibilities of the Vermont Department of
6 Disabilities, Aging, and Independent Living with respect to the management,
7 approval, and oversight of services provided to eligible older Vermonters
8 through the Choices for Care program;

9 (3) the roles and responsibilities of the Area Agencies on Aging as the
10 designated regional planning organizations serving older Vermonters and
11 family caregivers;

12 (4) the roles and responsibilities of the network of providers of services
13 to older Vermonters and family caregivers;

14 (5) a description of a comprehensive and coordinated system of services
15 and supports for older Vermonters and family caregivers as envisioned by the
16 Older Americans Act and the Choices for Care program, including supportive
17 services, nutrition services, health promotion and disease prevention services,
18 family caregiver services, employment services, and protective services;

19 (6) a description of how such a system would be coordinated across
20 State agencies, provider networks, and geographic regions;

1 (7) how to ensure that such a system would target those in greatest
2 economic and social need;

3 (8) ways to encourage and educate older Vermonters to continue in the
4 workforce and to become or remain involved in their communities through
5 participation in volunteer activities and opportunities for civic engagement; and

6 (9) ways to educate employers about the value of the older Vermonter
7 talent cohort and the benefits of maintaining a multigenerational workforce, as
8 well as identification of models that may be replicated across sectors and
9 industries.

10 (d) Assistance. The working group shall have the administrative, technical,
11 and legal assistance of the Department of Disabilities, Aging, and Independent
12 Living.

13 (e) Report. On or before December 1, 2019, the working group shall
14 submit its recommendations to the House Committee on Human Services and
15 the Senate Committee on Health and Welfare.

16 (f) Meetings.

17 (1) The Commissioner of Disabilities, Aging, and Independent Living or
18 designee shall chair the working group and shall call the first meeting of the
19 working group, which shall occur on or before September 15, 2018.

1 (2) The working group shall meet as often as reasonably necessary to
2 develop its recommendations, but not less frequently than once every two
3 months.

4 (3) The working group shall cease to exist upon submitting its report to
5 the General Assembly on or before December 1, 2019.

6 (g) Compensation and reimbursement.

7 (1) For attendance at meetings during adjournment of the General
8 Assembly, a legislative member of the working group serving in his or her
9 capacity as a legislator shall be entitled to per diem compensation and
10 reimbursement of expenses pursuant to 2 V.S.A. § 406.

11 (2) Other members of the working group who are not employees of the
12 State of Vermont and who are not otherwise compensated or reimbursed for
13 their attendance at meetings of the working group shall be entitled to
14 reimbursement of expenses pursuant to 32 V.S.A. § 1010.

15 (3) Payments to members of the working group authorized under
16 subdivision (2) of this subsection shall be made from monies appropriated to
17 the Department of Disabilities, Aging, and Independent Living.

18 Sec. 4. EFFECTIVE DATE

19 This act shall take effect on July 1, 2018.

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1 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE