



General Assembly

January Session, 2023

Raised Bill No. 902

LCO No. 3109



Referred to Committee on AGING

Introduced by:
(AGE)

AN ACT CONCERNING THE ESTABLISHMENT OF FAMILY COUNCILS IN MANAGED RESIDENTIAL COMMUNITIES PROVIDING ASSISTED LIVING SERVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 19a-693 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2023*):

3 As used in this section and sections 19a-694 to 19a-701, inclusive, as
4 amended by this act:

5 (1) "Activities of daily living" means activities or tasks that are
6 essential for a person's healthful and safe existence, including, but not
7 limited to, bathing, dressing, grooming, eating, meal preparation,
8 shopping, housekeeping, transfers, bowel and bladder care, laundry,
9 communication, self-administration of medication and ambulation.

10 (2) "Assisted living services" means nursing services and assistance
11 with activities of daily living provided to residents living within (A) a
12 managed residential community having supportive services that
13 encourage persons primarily fifty-five years of age or older to maintain

14 a maximum level of independence, or (B) an elderly housing complex
15 receiving assistance and funding through the United States Department
16 of Housing and Urban Development's Assisted Living Conversion
17 Program.

18 (3) "Assisted living services agency" means an entity, licensed by the
19 Department of Public Health pursuant to chapter 368v that provides,
20 among other things, nursing services and assistance with activities of
21 daily living to a population that is chronic and stable.

22 (4) "Managed residential community" means a for-profit or not-for-
23 profit facility consisting of private residential units that provides a
24 managed group living environment consisting of housing and services
25 for persons who are primarily fifty-five years of age or older. "Managed
26 residential community" does not include any state-funded congregate
27 housing facilities.

28 (5) "Department" means the Department of Public Health.

29 (6) "Family council" means an independent, self-determining group
30 of family members and friends who (A) advocate for the needs and
31 interests of the residents of a managed residential community that offers
32 assisted living services, and (B) facilitate open communication between
33 the managed residential community administration, the residents and
34 family and friends of the residents.

35 ~~[(6)]~~ (7) "Private residential unit" means a private living environment
36 designed for use and occupancy by a resident within a managed
37 residential community that includes a full bathroom and access to
38 facilities and equipment for the preparation and storage of food.

39 ~~[(7)]~~ (8) "Resident" means a person residing in a private residential
40 unit of a managed residential community pursuant to the terms of a
41 written agreement for occupancy of such unit.

42 Sec. 2. Section 19a-694 of the general statutes is repealed and the
43 following is substituted in lieu thereof (*Effective October 1, 2023*):

44 (a) All managed residential communities operating in the state shall:

45 (1) Provide a written residency agreement to each resident in
46 accordance with section 19a-700;

47 (2) Afford residents the ability to access services provided by an
48 assisted living services agency. Such services shall be provided in
49 accordance with a service plan developed in accordance with section
50 19a-699;

51 (3) Upon the request of a resident, arrange, in conjunction with the
52 assisted living services agency, for the provision of ancillary medical
53 services on behalf of a resident, including physician and dental services,
54 pharmacy services, restorative physical therapies, podiatry services,
55 hospice care and home health agency services, provided the ancillary
56 medical services are not administered by employees of the managed
57 residential community, unless the resident chooses to receive such
58 services;

59 (4) Provide a formally established security program for the protection
60 and safety of residents that is designed to protect residents from
61 intruders;

62 (5) Afford residents the rights and privileges guaranteed under title
63 47a;

64 (6) Comply with the provisions of subsection (c) of section 19-13-D105
65 of the regulations of Connecticut state agencies; [and]

66 (7) Assist a resident who has a long-term care insurance policy with
67 preparing and submitting claims for benefits to the insurer, provided
68 such resident has executed a written authorization requesting and
69 directing the insurer to (A) disclose information to the managed
70 residential community relevant to such resident's eligibility for an
71 insurance benefit or payment, and (B) provide a copy of the acceptance
72 or declination of a claim for benefits to the managed residential
73 community at the same time such acceptance or declination is made to

74 such resident; [.] and

75 (8) On or before January 1, 2024, authorize and assist in the
76 establishment of a family council in managed residential communities
77 offering assisted living services. Such family council shall not allow a
78 family member or friend of a resident who is not a resident of a dementia
79 special care unit to participate in the family council without the consent
80 of such resident.

81 (b) No managed residential community shall control or manage the
82 financial affairs or personal property of any resident, except as provided
83 for in subdivision (7) of subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	October 1, 2023	19a-693
Sec. 2	October 1, 2023	19a-694

Statement of Purpose:

To encourage and support the establishment of family councils in managed residential communities providing assisted living services.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]