



General Assembly

Substitute Bill No. 902

January Session, 2023



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 Section 19a-693 of the general statutes is repealed and the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
16 Department of Housing and Urban Development's Assisted Living
17 Conversion 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.
26 "Managed residential community" does not include any state-funded
27 congregate 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
32 offers assisted living services, and (B) facilitate open communication
33 between the managed residential community administration, the
34 residents and family and friends of the residents.

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

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

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 Section 19a-694 of the general statutes is repealed and the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

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

46 (1) Provide a written residency agreement to each resident in

47 accordance with section 19a-700;

48 (2) Afford residents the ability to access services provided by an
49 assisted living services agency. Such services shall be provided in
50 accordance with a service plan developed in accordance with section
51 19a-699;

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

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

63 (5) Afford residents the rights and privileges guaranteed under title
64 47a;

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

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

76 (8) On or before January 1, 2024, encourage and assist in the

77 establishment of a family council in managed residential communities
78 offering assisted living services. Such family council shall not allow a
79 family member or friend of a resident who is not a resident of a
80 dementia special care unit to participate in the family council without
81 the consent of such resident.

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

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

Section 1	October 1, 2023	19a-693
Sec. 2	October 1, 2023	19a-694

AGE *Joint Favorable Subst.*