

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 15-0452.01 Jerry Barry x4341

HOUSE BILL 15-1033

HOUSE SPONSORSHIP

Primavera, Wilson, Lebsack

SENATE SPONSORSHIP

Crowder,

House Committees

Public Health Care & Human Services
Appropriations

Senate Committees

State, Veterans, & Military Affairs
Appropriations

A BILL FOR AN ACT

101 **CONCERNING LONG-TERM STRATEGIES TO ADDRESS COLORADO'S**
102 **AGING POPULATION, AND, IN CONNECTION THEREWITH,**
103 **CREATING A STRATEGIC ACTION PLANNING GROUP TO DEVELOP**
104 **A COMPREHENSIVE, LONG-TERM ACTION PLAN FOR COLORADO'S**
105 **AGING POPULATION AND MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill establishes a strategic action planning group (group), appointed by the governor, to study issues related to the increasing

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
April 27, 2015

SENATE
2nd Reading Unamended
April 24, 2015

HOUSE
3rd Reading Unamended
April 15, 2015

HOUSE
Amended 2nd Reading
April 14, 2015

number of Colorado residents 50 years of age and older (older adults) and to issue a comprehensive strategic action plan on aging (plan). The bill directs specific areas for the group to analyze and to make recommendations. The group shall also make two updates to the plan. The bill establishes a cash fund to receive appropriations and gifts, grants, and donations to pay for the group's work.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 34 to article
3 32 of title 24 as follows:

4 **PART 34**

5 **COMPREHENSIVE STRATEGIC ACTION PLAN**

6 **ON AGING POPULATION IN COLORADO**

7 **24-32-3401. Short title.** THIS PART 34 SHALL BE KNOWN AND MAY
8 BE CITED AS THE "COLORADO COMPREHENSIVE STRATEGIC ACTION PLAN
9 ON AGING ACT".

10 **24-32-3402. Legislative declaration.** (1) THE GENERAL
11 ASSEMBLY FINDS AND DECLARES THAT:

12 (a) BOTH THE UNITED STATES AND COLORADO FACE A HISTORIC
13 DEMOGRAPHIC SHIFT OVER THE NEXT FIFTY YEARS. AS UNPRECEDENTED
14 NUMBERS OF WORKERS RETIRE AND LONGEVITY INCREASES, THE
15 PERCENTAGE OF THE POPULATION FIFTY YEARS OF AGE AND OLDER WILL
16 INCREASE RAPIDLY AND SIGNIFICANTLY.

17 (b) THIS AGING OF OUR POPULATION WILL HAVE WIDE-RANGING
18 ECONOMIC, WORKFORCE, AND SOCIAL EFFECTS ON ALL SECTORS OF OUR
19 SOCIETY. A GREAT MANY FAMILIES, COMMUNITIES, BUSINESSES, PUBLIC
20 AGENCIES, AND PROGRAMS ARE INSUFFICIENTLY PREPARED TO MEET THESE
21 CHALLENGES EFFECTIVELY.

22 (c) THE AGING OF OUR POPULATION CREATES OPPORTUNITIES FOR

1 USING THIS POPULATION'S EXPERIENCE AND WISDOM IN THE WORKPLACE
2 AND THROUGH VOLUNTEER OPPORTUNITIES;

3 (d) THE AGING OF OUR POPULATION WILL PLACE SIGNIFICANT
4 FINANCIAL PRESSURE ON ALL FAMILIES, BUT ESPECIALLY MIDDLE- AND
5 LOWER-INCOME FAMILIES, WHO WILL BE CHALLENGED TO PROVIDE
6 LONG-TERM CARE, SERVICES, AND SUPPORTS FOR LOVED ONES. FEW OF
7 THESE FAMILIES ARE FULLY AWARE OF OR PREPARED FOR THE CHALLENGES
8 OF AGING, RETIREMENT, AND CAREGIVING.

9 (e) THE AGING OF COLORADO'S POPULATION WILL HAVE
10 SIGNIFICANT LONG-TERM IMPACTS, BOTH POSITIVE AND NEGATIVE, ON THE
11 STATE'S WORKFORCE, BUSINESSES, AND ECONOMY, INCLUDING
12 PRIVATE-PAY LONG-TERM CARE SERVICES AND INFRASTRUCTURE,
13 CREATING BOTH CHALLENGES AND OPPORTUNITIES;

14 (f) THE AGING OF OUR POPULATION WILL PLACE UNPRECEDENTED
15 LONG-TERM DEMANDS ON PUBLIC SECTOR PROGRAMS AND BUDGETS,
16 INCLUDING SOCIAL SECURITY, MEDICARE, MEDICAID, HOUSING,
17 TRANSPORTATION, AND HEALTH AT THE FEDERAL, STATE, AND LOCAL
18 LEVELS;

19 (g) THE AGING OF COLORADO'S POPULATION COULD
20 SIGNIFICANTLY IMPACT FUTURE STATE INCOME AND SALES TAX REVENUES
21 AS WELL AS LOCAL SALES AND PROPERTY TAX REVENUES; AND

22 (h) COLORADO FAMILIES, COMMUNITIES, BUSINESSES, AND PUBLIC
23 AGENCIES WOULD ALL BENEFIT FROM MORE COMPREHENSIVE RESEARCH
24 INTO THE ISSUES RELATED TO THE BROAD CHALLENGES OF AGING AND
25 FROM THE DEVELOPMENT OF A LONG-TERM STRATEGIC ACTION PLAN AND
26 SET OF RECOMMENDATIONS FOR ADDRESSING THOSE CHALLENGES.

27 (2) IT IS THEREFORE THE INTENT OF THE GENERAL ASSEMBLY TO

1 ESTABLISH A MULTI-DISCIPLINARY PRIVATE AND PUBLIC SECTOR
2 STAKEHOLDERS' GROUP TO DEVELOP A COMPREHENSIVE STRATEGIC
3 ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR 2030. THE
4 GROUP SHALL PROVIDE TO THE GOVERNOR AND GENERAL ASSEMBLY
5 COMPREHENSIVE DATA ON AND SPECIFIC RECOMMENDATIONS REGARDING
6 PRIVATE AND PUBLIC OPTIONS FOR ADDRESSING THIS DEMOGRAPHIC SHIFT
7 FOR THE STATE TO CONSIDER.

8 (3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
9 RECOMMENDATIONS OF THE GROUP CREATED IN THIS PART 34 WILL LEAD
10 TO THE IMPLEMENTATION OF PROGRAMS, SERVICES, PROJECTS, POLICIES,
11 AND PROCEDURES STARTING BY NOVEMBER 1, 2016, IN BOTH THE PUBLIC
12 AND PRIVATE SECTORS.

13 **24-32-3403. Definitions.** AS USED IN THIS PART 34, UNLESS THE
14 CONTEXT OTHERWISE REQUIRES:

15 (1) "FUND" MEANS THE STRATEGIC ACTION PLAN ON AGING CASH
16 FUND ESTABLISHED PURSUANT TO SECTION 24-32-3407.

17 (2) "OLDER ADULT POPULATION" MEANS PERSONS FIFTY YEARS OF
18 AGE AND OLDER.

19 (3) "STRATEGIC ACTION PLAN" OR "PLAN" MEANS THE
20 COMPREHENSIVE ACTION PLAN ON AGING IN COLORADO DEVELOPED BY
21 THE PLANNING GROUP PURSUANT TO SECTION 24-32-3405.

22 (4) "STRATEGIC ACTION PLANNING GROUP ON AGING" OR
23 "PLANNING GROUP" MEANS THE STRATEGIC ACTION PLANNING GROUP ON
24 AGING ESTABLISHED PURSUANT TO SECTION 24-32-3404.

25 **24-32-3404. Strategic action planning group on aging.**

26 (1) (a) THERE IS ESTABLISHED A STRATEGIC ACTION PLANNING GROUP ON
27 AGING FOR THE PURPOSE OF STUDYING AND PRODUCING A COMPREHENSIVE

1 STRATEGIC ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR
2 2030. THE PLANNING GROUP SHALL EXAMINE THE IMPACTS, BOTH POSITIVE
3 AND NEGATIVE, OF THE AGING DEMOGRAPHIC SHIFT THROUGH THE YEAR
4 2030 ON:

5 (I) THE ECONOMY, WORKFORCE, AND BUSINESSES AND
6 MARKET-BASED PRODUCTS AND SERVICES;

7 (II) STATE AND LOCAL REVENUE BUDGETS AND FISCAL POLICIES;

8 (III) MEDICAID AND OTHER SAFETY-NET PROGRAMS AND THE
9 COLLATERAL IMPACT ON OTHER NONRELATED STATE PROGRAMS;

10 (IV) FAMILY CAREGIVING AND PRIVATE AND PUBLIC OPTIONS FOR
11 LONG-TERM CARE, SERVICES, AND SUPPORTS;

12 (V) THE EFFECTS OF POTENTIAL FEDERAL ENTITLEMENT REFORMS
13 ON COLORADO; AND

14 (VI) TRANSPORTATION SERVICES AND INFRASTRUCTURE.

15 (b) THE PLANNING GROUP SHALL CONSIDER OR INCORPORATE
16 INFORMATION, RECOMMENDATIONS, AND BEST PRACTICES FROM PAST AND
17 CURRENT STUDY GROUPS, FOUNDATIONS, STATE AGENCIES, LOCAL
18 GOVERNMENTS, AND INITIATIVES PROPOSED OR IMPLEMENTED IN OTHER
19 STATES, AS WELL AS FROM STATE AND NATIONAL COMMISSIONS AND
20 STUDY GROUPS ON AGING AND LONG-TERM CARE, SERVICES, AND
21 SUPPORTS.

22 (2) (a) THE PLANNING GROUP CONSISTS OF TWENTY-THREE VOTING
23 MEMBERS APPOINTED BY THE GOVERNOR ON OR BEFORE AUGUST 1, 2015,
24 AS FOLLOWS:

25 (I) FOUR MEMBERS WHO REPRESENT CONSUMERS. CONSUMER
26 REPRESENTATIVES MUST INCLUDE:

27 (A) TWO PERSONS FROM NONPROFIT ORGANIZATIONS

1 REPRESENTING OR ADVOCATING FOR OLDER ADULT POPULATIONS;

2 (B) A REPRESENTATIVE OF AN AREA AGENCY ON AGING AS

3 DESCRIBED IN SECTION 26-11-204, C.R.S.; AND

4 (C) THREE PERSONS WHO ARE ACTUAL CONSUMERS OF SERVICES

5 FOR OLDER ADULT POPULATIONS.

6 (II) FIVE MEMBERS WHO REPRESENT PRIVATE, PUBLIC, AND

7 COMMUNITY-BASED HEALTH CARE AND LONG-TERM CARE, SERVICE, OR

8 SUPPORT PROVIDERS FOR OLDER ADULTS SUCH AS REPRESENTATIVES OF:

9 (A) SKILLED NURSING CARE;

10 (B) ASSISTED LIVING FACILITIES;

11 (C) ADULT DAY CARE AND HOME CARE;

12 (D) HOSPICE AND PALLIATIVE CARE;

13 (E) GERIATRIC HEALTH CARE, INCLUDING ALZHEIMER CARE;

14 (F) MENTAL HEALTH; OR

15 (G) ORAL, VISION, AND AUDIOLOGICAL HEALTH;

16 (III) ONE MEMBER WHO HAS EXTENSIVE KNOWLEDGE AND

17 EXPERTISE IN LONG-TERM CARE, SERVICES, AND SUPPORTS WHO IS NOT A

18 PROVIDER OF SUCH SERVICES;

19 (IV) ONE MEMBER WHO IS A COUNTY COMMISSIONER;

20 (V) ONE MEMBER WHO REPRESENTS THE BUSINESS COMMUNITY IN

21 COLORADO;

22 (VI) THREE MEMBERS WHO HAVE EXTENSIVE KNOWLEDGE OF OR

23 EXPERIENCE WITH STATE AND LOCAL BUDGETS AND FISCAL POLICY OR

24 WHO ARE REPRESENTATIVES FROM NONPROFIT ORGANIZATIONS THAT

25 HAVE EXPERIENCE WITH FISCAL AND STATEWIDE POLICY ISSUES;

26 (VII) ONE MEMBER WHO IS A REPRESENTATIVE OF INSTITUTIONS

27 OF HIGHER EDUCATION IN A FIELD RELATED TO OLDER ADULT

1 POPULATIONS; AND

2 (VIII) FIVE MEMBERS FROM THE EXECUTIVE BRANCH, INCLUDING:

3 (A) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN

4 SERVICES OR THE DIRECTOR'S DESIGNEE;

5 (B) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH

6 CARE POLICY AND FINANCING OR THE DIRECTOR'S DESIGNEE;

7 (C) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC

8 HEALTH AND ENVIRONMENT OR THE DIRECTOR'S DESIGNEE;

9 (D) THE CHAIR OF THE COMMISSION ON AGING OR THE DIRECTOR'S

10 DESIGNEE; AND

11 (E) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF

12 TRANSPORTATION OR THE DIRECTOR'S DESIGNEE.

13 (b) (I) THE GOVERNOR SHALL CONSULT WITH THE PRESIDENT OF

14 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND

15 MINORITY LEADERS ABOUT APPOINTMENTS TO ENSURE:

16 (A) AT LEAST ONE APPOINTMENT FROM A RURAL REGION OF THE

17 STATE;

18 (B) REPRESENTATION FROM AT LEAST FIVE DIFFERENT

19 CONGRESSIONAL DISTRICTS IN THE STATE; AND

20 (C) NOT MORE THAN TEN OF THE TWENTY-ONE VOTING MEMBERS

21 ARE FROM THE SAME POLITICAL PARTY AND THE STATE'S TWO MAJOR

22 POLITICAL PARTIES HAVE AN EQUAL NUMBER OF MEMBERS ON THE

23 COMMISSION.

24 (II) IN MAKING APPOINTMENTS TO THE PLANNING GROUP, THE

25 GOVERNOR WILL CONSIDER REPRESENTATION FOR MEMBERS OF DIVERSE

26 RACIAL, CULTURAL, INCOME, GENDER, AND ABILITY GROUPS.

27 (c) ANY PERSON INTERESTED IN SERVING AS A MEMBER OF THE

1 PLANNING GROUP SHALL SUBMIT AN APPLICATION TO THE GOVERNOR'S
2 OFFICE.

3 (d) THE PLANNING GROUP SHALL ELECT A CHAIR AND VICE-CHAIR
4 FROM THE MEMBERS OF THE PLANNING GROUP TO COORDINATE THE WORK
5 OF THE PLANNING GROUP.

6 (e) MEMBERS OF THE PLANNING GROUP SERVE WITHOUT
7 COMPENSATION BUT MAY RECEIVE REIMBURSEMENT FOR ACTUAL AND
8 NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES
9 AS MEMBERS OF THE PLANNING BOARD.

10 (f) (I) THE TERM OF EACH MEMBER OF THE PLANNING GROUP IS
11 FOUR YEARS, EXCEPT THAT THE GOVERNOR SHALL SELECT:

12 (A) ONE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (I) OF
13 PARAGRAPH (a) OF THIS SUBSECTION (2); TWO PERSONS APPOINTED
14 PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION
15 (2); THE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (IV) OF
16 PARAGRAPH (a) OF THIS SUBSECTION (2); ONE OF THE PERSONS APPOINTED
17 PURSUANT TO SUBPARAGRAPH (VI) OF PARAGRAPH (a) OF THIS
18 SUBSECTION (2); AND TWO OF THE PERSONS APPOINTED PURSUANT TO
19 SUBPARAGRAPH (VIII) OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO
20 SERVE AN INITIAL TERM OF TWO YEARS; AND

21 (B) ONE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (I) OF
22 PARAGRAPH (a) OF THIS SUBSECTION (2); TWO PERSONS APPOINTED
23 PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION
24 (2); THE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (V) OF
25 PARAGRAPH (a) OF THIS SUBSECTION (2); ONE OF THE PERSONS APPOINTED
26 PURSUANT TO SUBPARAGRAPH (VI) OF PARAGRAPH (a) OF THIS
27 SUBSECTION (2); AND TWO OF THE PERSONS APPOINTED PURSUANT TO

1 SUBPARAGRAPH (VIII) OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO
2 SERVE AN INITIAL TERM OF THREE YEARS.

3 (II) THE GOVERNOR MAY REAPPOINT A MEMBER FOR ONLY ONE
4 ADDITIONAL FOUR-YEAR TERM AFTER A MEMBER'S INITIAL TERM.

5 (III) IF THERE IS A VACANCY ON THE PLANNING GROUP FOR ANY
6 REASON, THE GOVERNOR SHALL APPOINT A NEW MEMBER FROM THE
7 APPROPRIATE REPRESENTATIVE GROUP TO SERVE THE REMAINDER OF THE
8 MEMBER'S TERM.

9 (IV) MEMBERS OF THE PLANNING GROUP MAY REMOVE A MEMBER
10 OF THE PLANNING GROUP, FOR CAUSE, IF APPROVED BY A TWO-THIRDS
11 MAJORITY OF ALL MEMBERS OF THE PLANNING GROUP.

12 (g) THE PLANNING GROUP SHALL MEET AS NECESSARY, AS
13 DETERMINED BY THE MEMBERS OF THE PLANNING GROUP, AS SOON AS
14 PRACTICABLE AFTER THE GOVERNOR MAKES THE APPOINTMENTS.

15 (h) (I) THE PLANNING GROUP SHALL ESTABLISH SPECIAL PURPOSE
16 SUBCOMMITTEES TO CONSIDER AND EVALUATE ISSUES AS IT DEEMS
17 NECESSARY TO FULFILL ITS GOALS, OBJECTIVES, AND DUTIES, WHICH MAY
18 INCLUDE BUT ARE NOT LIMITED TO:

19 (A) TRANSPORTATION;

20 (B) HOUSING;

21 (C) WORKFORCE DEVELOPMENT;

22 (D) ACCESS TO HEALTH CARE;

23 (E) LONG-TERM CARE AND OTHER HUMAN SERVICES; AND

24 (F) RETIREMENT SECURITY.

25 (II) THE SPECIAL PURPOSE SUBCOMMITTEES MAY INCLUDE
26 PERSONS WHO ARE NOT MEMBERS OF THE PLANNING GROUP. IN
27 APPOINTING MEMBERS OF A SPECIAL PURPOSE SUBCOMMITTEE, THE

1 PLANNING GROUP SHALL PAY SPECIAL ATTENTION TO APPOINTING
2 REPRESENTATIVES FROM SUBJECT AREAS NOT OTHERWISE REPRESENTED
3 ON THE PLANNING GROUP. MEMBERS OF A SPECIAL PURPOSE
4 SUBCOMMITTEE SERVE WITHOUT COMPENSATION OR REIMBURSEMENT OF
5 EXPENSES.

6 (III) THE PLANNING GROUP SHALL ESTABLISH A TECHNICAL
7 ADVISORY COMMITTEE TO ADVISE AND ASSIST THE PLANNING GROUP,
8 WHICH COMMITTEE CONSISTS OF THE STATE DEMOGRAPHER AND SUBJECT
9 MATTER EXPERTS FROM LOCAL GOVERNMENTS AND NONGOVERNMENTAL
10 ORGANIZATIONS. THE GOVERNOR MAY ALSO IDENTIFY AND PROVIDE
11 SUBJECT MATTER EXPERTS AS MEMBERS OF THE TECHNICAL ADVISORY
12 COMMITTEE FROM STATE DEPARTMENTS OR AGENCIES AS IDENTIFIED AND
13 REQUESTED BY THE PLANNING GROUP.

14 (3) SUBJECT TO AVAILABLE APPROPRIATIONS, THE PLANNING
15 GROUP MAY IDENTIFY AND CONTRACT WITH ANY THIRD-PARTY
16 ORGANIZATION FOR THE PURPOSE OF DATA ANALYSIS AND PROJECTION
17 REPORTING.

18 (4) THE PLANNING GROUP SHALL CONTRACT WITH A THIRD PARTY
19 FOR STAFFING SERVICES INCLUDING:

20 (a) A PROJECT ADMINISTRATOR WHOSE DUTIES INCLUDE:

21 (I) MEETING ORGANIZATION AND COORDINATION;

22 (II) PUBLIC RELATIONS AND EXTERNAL DISTRIBUTION OF
23 INFORMATION;

24 (III) COORDINATION BETWEEN THIRD-PARTY CONTRACTORS AND
25 THE PLANNING GROUP;

26 (IV) COORDINATION BETWEEN STATE DEPARTMENTS AND OTHER
27 ORGANIZATIONS AND THE PLANNING GROUP;

- 1 (V) MANAGEMENT OF REPORT PRODUCTION;
- 2 (VI) MANAGEMENT OF THE PLANNING GROUP WEB SITE; AND
- 3 (VII) ANY OTHER FUNCTION TO BE ASSIGNED BY THE PLANNING
- 4 GROUP;

5 (b) A PROJECT ASSISTANT WHO IS RESPONSIBLE FOR TASKS
6 ASSIGNED BY THE PROJECT ADMINISTRATOR.

7 **24-32-3405. Operation.** (1) THE PLANNING GROUP SHALL
8 EXERCISE ITS POWERS AND PERFORM ITS DUTIES AND FUNCTIONS AS
9 SPECIFIED BY THIS PART 34 INDEPENDENTLY FROM THE DEPARTMENT. THE
10 DEPARTMENT ACTS SOLELY AS THE FISCAL AGENT FOR THE PLANNING
11 GROUP.

12 (2) THE PLANNING GROUP MAY ESTABLISH BYLAWS AS
13 APPROPRIATE FOR ITS EFFECTIVE OPERATION.

14 (3) THE CHAIR OF THE PLANNING GROUP SHALL ESTABLISH A
15 SCHEDULE FOR PLANNING GROUP MEETINGS. THE COMMISSION MUST MEET
16 AT LEAST TWELVE TIMES EACH CALENDAR YEAR.

17 (4) MEMBERS OF THE PLANNING GROUP, STAFF, AND CONSULTANTS
18 ARE NOT LIABLE FOR AN ACT OR OMISSION IN THEIR OFFICIAL CAPACITY
19 PERFORMED IN GOOD FAITH IN ACCORDANCE WITH THIS PART 34.

20 (5) (a) THE PLANNING GROUP IS EXEMPT FROM THE
21 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE.

22 (b) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
23 PARAGRAPH (b), THE PLANNING GROUP IS SUBJECT TO THE OPEN MEETINGS
24 LAW, PART 4 OF ARTICLE 6 OF THIS TITLE, AND TO THE "COLORADO OPEN
25 RECORDS ACT", PART 2 OF ARTICLE 72 OF THIS TITLE.

26 (II) MEMBERS OF THE PLANNING GROUP MAY CONVENE IN GROUPS
27 OF NO MORE THAN FIVE MEMBERS FOR THE FOLLOWING PURPOSES

1 WITHOUT COMPLYING WITH THE OPEN MEETINGS LAW AS LONG AS NO
2 FORMAL ACTION IS TAKEN AT THE MEETING:

3 (A) TO GATHER AND UNDERSTAND DATA; OR

4 (B) TO ORGANIZE AND PLAN FOR THE BUSINESS OF THE PLANNING
5 GROUP.

6 **24-32-3406. Duties of strategic action planning group.**

7 (1) (a) THE PLANNING GROUP SHALL DEVELOP A COMPREHENSIVE
8 STRATEGIC ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR
9 2030 TO BE COMPLETED BY NOVEMBER 1, 2016. IN DEVELOPING THE
10 STRATEGIC ACTION PLAN, THE PLANNING GROUP SHALL REVIEW AND
11 INCORPORATE PAST RECOMMENDATIONS AND FINDINGS FROM PREVIOUS
12 STUDIES AND COMMISSIONS THAT THE PLANNING GROUP CONSIDERS
13 RELEVANT AND NECESSARY TO ITS DUTIES. PREVIOUS RECOMMENDATIONS
14 MUST BE REVIEWED IN CONJUNCTION WITH THE LATEST DEMOGRAPHIC
15 AND ECONOMIC PROJECTIONS SPECIFIED IN THE ANALYSIS CONDUCTED
16 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (1) IN ORDER TO
17 ASSESS THEIR LONG-TERM FISCAL VIABILITY.

18 (b) THE STRATEGIC ACTION PLAN MUST ADDRESS AT LEAST THE
19 FOLLOWING THREE AREAS:

20 (I) DEMOGRAPHIC, ECONOMIC, FISCAL, AND BUDGET DATA
21 ANALYSIS THROUGH THE YEAR 2030;

22 (II) ACTIONABLE RECOMMENDATIONS; AND

23 (III) PLANS FOR UPDATES TO THE STRATEGIC ACTION PLAN.

24 (c) **Data analysis.** THE STRATEGIC ACTION PLAN MUST INCLUDE
25 THE FOLLOWING AREAS OF DATA ANALYSIS:

26 (I) STATEWIDE AND REGIONAL DEMOGRAPHIC ANALYSIS OF
27 COLORADO'S OLDER ADULT POPULATION;

1 (II) ANALYSIS OF THE IMPACTS, BOTH POSITIVE AND NEGATIVE, OF
2 THE DEMOGRAPHIC SHIFT ON THE STATE ECONOMY AND WORKFORCE
3 PARTICIPATION;

4 (III) ANALYSIS OF THE IMPACTS, BOTH POSITIVE AND NEGATIVE, OF
5 THE DEMOGRAPHIC SHIFT ON STATE AND LOCAL REVENUES INCLUDING
6 INCOME, SALES, AND PROPERTY TAX;

7 (IV) PROJECTED EFFECTS OF THE DEMOGRAPHIC SHIFT ON STATE
8 AND LOCAL REVENUES AND IDENTIFICATION OF POSSIBLE REVENUE
9 SHORTFALLS;

10 (V) PROJECTED STATE BUDGET IMPACT OF THE DEMOGRAPHIC
11 SHIFT ON COLORADO'S MEDICAID PROGRAM;

12 (VI) PROJECTED STATE BUDGET IMPACT OF THE DEMOGRAPHIC
13 SHIFT ON OTHER STATE DEPARTMENTS AND PROGRAMS;

14 (VII) ANALYSIS OF THE FINANCIAL SECURITY OF COLORADO'S
15 OLDER ADULT POPULATION THAT ARE IN OR APPROACHING RETIREMENT IN
16 ORDER TO DETERMINE PROJECTED FUTURE DEMAND ON MEDICAID AND
17 OTHER STATE-FUNDED SAFETY NET PROGRAMS;

18 (VIII) ANALYSIS OF THE RETIREMENT SAVINGS GAP AND
19 RETIREMENT SECURITY FOR THE STATE'S OLDER ADULT POPULATION;

20 (IX) ANALYSIS OF PROJECTED COST TRENDS OF PRIVATE
21 LONG-TERM CARE, SERVICES, AND SUPPORTS;

22 (X) ANALYSIS OF THE NUMBER OF PERSONS IN THE OLDER ADULT
23 POPULATION WHO WOULD BENEFIT FROM RECEIVING ADDITIONAL
24 COMMUNITY-BASED SERVICES AND THE TYPES OF SERVICES AND SUPPORTS
25 REQUIRED FOR MEMBERS OF THIS POPULATION TO REMAIN IN THEIR OWN
26 RESIDENCES AND COMMUNITIES FOR AS LONG AS POSSIBLE;

27 (XI) ANALYSIS OF ANY FEDERAL SPENDING ACTIONS RELATIVE TO

1 MEDICAID, SOCIAL SECURITY, MEDICARE, AND OTHER FEDERAL PROGRAMS
2 THE PLANNING GROUP CONSIDERS RELEVANT AND THEIR EFFECT ON
3 GENERAL FUND EXPENDITURES AND RESERVES AS WELL AS NONRELATED
4 STATE EXPENDITURES;

5 (XII) ANALYSIS OF EXISTING AND PROPOSED PRIVATE SECTOR
6 INITIATIVES TO ADDRESS RETIREMENT PREPAREDNESS AND LONG-TERM
7 CARE, SERVICES, AND SUPPORTS FOR THE OLDER ADULT POPULATION; AND

8 (XIII) ECONOMIC IMPACT OF CAREGIVING ON COLORADO
9 FAMILIES, BUSINESSES, AND THE STATE ECONOMY.

10 (d) **Actionable recommendations.** RECOMMENDATIONS SHALL
11 INCLUDE AT LEAST:

12 (I) OPTIONS TO ADDRESS THE LONG-TERM IMPACT OF THE
13 DEMOGRAPHIC SHIFT ON COLORADO CITIZENS, STATE GOVERNMENT, AND
14 THE PRIVATE SECTOR;

15 (II) OPTIONS TO ADDRESS DISPROPORTIONAL REGIONAL
16 DEMOGRAPHIC SHIFTS IN OLDER ADULT POPULATIONS;

17 (III) OPTIONS TO IMPROVE FINANCIAL SECURITY AND RETIREMENT
18 PREPARATION FOR THE OLDER ADULT POPULATION;

19 (IV) RECOMMENDATIONS TO ENHANCE ACCESS TO SERVICES AND
20 PUBLIC EDUCATION ON AGING ISSUES;

21 (V) OPTIONS TO STRENGTHEN AND IMPROVE SERVICE QUALITY
22 AND INFRASTRUCTURE FOR LONG-TERM SERVICES AND SUPPORTS TO
23 BETTER ENABLE THE SERVICES AND SUPPORTS TO MEET FUTURE DEMAND;

24 (VI) OPTIONS TO REDUCE ADMINISTRATIVE AND SERVICE
25 DELIVERY COSTS OF PUBLIC AND PRIVATE LONG-TERM SERVICES AND
26 SUPPORTS WHILE MAINTAINING SERVICE QUALITY;

27 (VII) ADMINISTRATIVE AND REGULATORY REFORMS NEEDED TO

1 MORE COST-EFFECTIVELY ORGANIZE STATE AGENCIES TO IMPLEMENT
2 STATE PROGRAMS AND SERVICES;

3 (VIII) PRIVATE SECTOR OPTIONS FOR STATE-BASED LONG-TERM
4 CARE, SERVICES, AND SUPPORTS;

5 (IX) OPTIONS TO EXTEND AND IMPROVE OTHER SERVICES AND
6 SUPPORTS THAT WOULD ALLOW INDIVIDUALS TO REMAIN IN THEIR
7 RESIDENCES AND COMMUNITIES FOR AS LONG AS POSSIBLE;

8 (X) OPTIONS TO IMPROVE THE ACCESSIBILITY AND SUSTAINABILITY
9 OF AFFORDABLE HOUSING AND TRANSPORTATION SERVICES;

10 (XI) OPTIONS TO IMPROVE CAREGIVER SUPPORTS AND MITIGATE
11 BOTH THE FINANCIAL AND NONFINANCIAL IMPACTS OF CAREGIVING ON
12 PATIENTS, CAREGIVERS, BUSINESSES, AND THE STATE;

13 (XII) PROJECTIONS ON THE ECONOMIC, FISCAL, AND PERSONAL
14 IMPACTS OF IMPLEMENTING OR NOT IMPLEMENTING THE
15 RECOMMENDATIONS. THIS ANALYSIS SHOULD ALSO CONSIDER THE
16 NONFINANCIAL AND QUALITY-OF-CARE IMPACTS OF THE
17 RECOMMENDATIONS ON COLORADO'S LONG-TERM CARE, SERVICES, AND
18 SUPPORTS; HEALTHCARE INFRASTRUCTURE AND WORKFORCE; AGING; AND
19 CAREGIVER POPULATIONS.

20 (XIII) POSSIBLE LEGISLATION FOR CONSIDERATION BY THE
21 GENERAL ASSEMBLY IN ORDER TO IMPLEMENT THE PLANNING GROUP'S
22 RECOMMENDATIONS AND ACHIEVE ITS STATED GOALS; AND

23 (XIV) POSSIBLE REGULATORY CHANGES TO BE OFFERED TO STATE
24 DEPARTMENTS IN ORDER TO IMPLEMENT THE PLANNING GROUP'S
25 RECOMMENDATIONS AND ACHIEVE ITS STATED GOALS.

26 (2) **Reports.** (a) DURING THE 2016 AND 2017 LEGISLATIVE
27 SESSIONS, THE PLANNING GROUP SHALL SUBMIT AN ORAL REPORT

1 SUMMARIZING ITS WORK AND ANY PRELIMINARY FINDINGS OR
2 RECOMMENDATIONS TO THE JOINT BUDGET COMMITTEE.

3 (b) (I) BY NOVEMBER 30, 2016, THE PLANNING GROUP SHALL
4 SUBMIT TO THE GOVERNOR, THE GENERAL ASSEMBLY, AND ANY AFFECTED
5 STATE AGENCY ITS STRATEGIC ACTION PLAN DETAILING THE WORK OF THE
6 PLANNING GROUP AND ITS FINAL RECOMMENDATIONS.

7 (II) (A) IF THE STRATEGIC ACTION PLAN IDENTIFIES PROGRAMS,
8 SERVICES, PROJECTS, POLICIES, OR PROCEDURES THAT WOULD RESULT IN
9 COST SAVINGS, WITHOUT ADVERSELY AFFECTING THE QUALITY OF CARE
10 AND SERVICES, AND DO NOT REQUIRE LEGISLATION, THE GOVERNOR AND
11 THE AFFECTED STATE AGENCIES ARE ENCOURAGED TO PURSUE THE
12 NECESSARY ACTIONS TO IMPLEMENT THE RECOMMENDATIONS, INCLUDING,
13 AS NECESSARY, REQUESTING ADEQUATE FUNDING THROUGH THE STATE
14 BUDGET PROCESS.

15 (B) IF THE STRATEGIC ACTION PLAN IDENTIFIES PROGRAMS,
16 SERVICES, PROJECTS, POLICIES, OR PROCEDURES THAT WOULD RESULT IN
17 COST SAVINGS, WITHOUT ADVERSELY AFFECTING THE QUALITY OF CARE
18 AND SERVICES, THAT REQUIRE LEGISLATION, THE PLANNING GROUP SHALL
19 RECOMMEND LEGISLATION TO IMPLEMENT THE CHANGES TO THE
20 GOVERNOR AND THE GENERAL ASSEMBLY. IN ITS PLAN, THE PLANNING
21 GROUP SHALL SPECIFY THE LAWS THAT NEED TO BE CREATED, AMENDED,
22 OR REPEALED TO IMPLEMENT THE RECOMMENDATIONS.

23 (c) **Strategic plan updates.** (I) THE PLANNING GROUP SHALL
24 SUBMIT TWO UPDATES TO THE STRATEGIC ACTION PLAN, ONE BY
25 NOVEMBER 1, 2018, AND ONE BY NOVEMBER 1, 2020, TO UPDATE THE
26 PLANNING GROUP'S ANALYSIS AND RECOMMENDATIONS.

27 (II) (A) THESE UPDATES SHALL INCLUDE NEW ECONOMIC AND

1 DEMOGRAPHIC DATA AS WELL AS RESPOND TO NEW STATE AND NATIONAL
2 PUBLIC AND PRIVATE INITIATIVES AND MUST ADDRESS A TIME PERIOD FOR
3 ANALYSIS AND RECOMMENDATION THAT EXTENDS FIFTEEN YEARS AFTER
4 THE DELIVERY OF THE UPDATE.

5 (B) THE PROCESS FOR CREATING THESE UPDATES SHALL BE
6 DETERMINED BY THE PLANNING GROUP AS PART OF ITS STRATEGIC ACTION
7 PLAN.

8 (C) NEW LEGISLATIVE OR REGULATORY RECOMMENDATIONS MAY
9 BE OFFERED IN ORDER TO ADDRESS NEW OR CHANGING CIRCUMSTANCES.

10 (III) THE INITIAL PLANNING GROUP SHALL DETERMINE THE
11 STAFFING AND PROCESS FOR UPDATING THE INITIAL STRATEGIC ACTION
12 PLAN. THE PLANNING GROUP WILL ONLY UNDERTAKE THE PLAN UPDATES
13 IF SUFFICIENT FUNDING IS SECURED THROUGH ADDITIONAL
14 APPROPRIATIONS, GIFTS, GRANTS, OR DONATIONS.

15 **24-32-3407. Strategic action plan on aging cash fund.**

16 (1) THERE IS CREATED IN THE STATE TREASURY THE STRATEGIC ACTION
17 PLAN ON AGING CASH FUND CONSISTING OF ANY MONEYS THAT MAY BE
18 APPROPRIATED TO THE FUND BY THE GENERAL ASSEMBLY TOGETHER WITH
19 ANY GIFTS, GRANTS, OR DONATIONS RECEIVED BY THE PLANNING GROUP.
20 THE PLANNING GROUP MAY SEEK AND ACCEPT GIFTS, GRANTS, OR
21 DONATIONS FOR THE PURPOSE OF FUNDING THE PLANNING GROUP'S
22 OPERATIONS AND DEVELOPMENT OF THE STRATEGIC ACTION PLAN. THE
23 MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED TO THE
24 PLANNING GROUP FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH
25 IMPLEMENTING THIS PART 34.

26 (2) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND
27 NOT EXPENDED FOR THE PURPOSE OF THIS PART 34 AS PROVIDED BY LAW.

1 THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED
2 FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE
3 FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN
4 THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL
5 NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER
6 FUND.

7 **24-32-3408. Repeal of part - sunset review.** THIS PART 34 IS
8 REPEALED, EFFECTIVE JULY 1, 2022. PRIOR TO SUCH REPEAL, THE
9 PLANNING GROUP MUST BE REVIEWED AS PROVIDED FOR IN SECTION
10 2-3-1203, C.R.S.

11 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
12 (ii.5) (II) as follows:

13 **2-3-1203. Sunset review of advisory committees.** (3) The
14 following dates are the dates on which the statutory authorization for the
15 designated advisory committees is scheduled for repeal:

16 (ii.5) September 1, 2022:

17 (II) THE STRATEGIC ACTION PLANNING GROUP ON AGING
18 ESTABLISHED PURSUANT TO SECTION 24-32-3404, C.R.S.;

19 **SECTION 3. Appropriation.** For the 2015-16 state fiscal year,
20 \$364,915 is appropriated to the department of local affairs for use by the
21 division of local government. This appropriation is from the general fund
22 and is based on an assumption that the division will require an additional
23 0.3 FTE. To implement this act, the office may use this appropriation to
24 support the strategic planning group tasked with investigating issues
25 related to the increasing number of Coloradans age 50 and older.

26 **SECTION 4. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.