

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 17, 2015
Date

Committee on Public Health Care & Human Services.

After consideration on the merits, the Committee recommends the following:

HB15-1033 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

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

5 PART 34
6 COMPREHENSIVE STRATEGIC ACTION PLAN
7 ON AGING POPULATION IN COLORADO

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

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

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

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

23 (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
8 CHALLENGES 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
28 ESTABLISH A MULTI-DISCIPLINARY PRIVATE AND PUBLIC SECTOR
29 STAKEHOLDERS' GROUP TO DEVELOP A COMPREHENSIVE STRATEGIC
30 ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR 2030. THE
31 GROUP SHALL PROVIDE TO THE GOVERNOR AND GENERAL ASSEMBLY
32 COMPREHENSIVE DATA ON AND SPECIFIC RECOMMENDATIONS REGARDING
33 PRIVATE AND PUBLIC OPTIONS FOR ADDRESSING THIS DEMOGRAPHIC SHIFT
34 FOR THE STATE TO CONSIDER.

35 (3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
36 RECOMMENDATIONS OF THE GROUP CREATED IN THIS PART 34 WILL LEAD
37 TO THE IMPLEMENTATION OF PROGRAMS, SERVICES, PROJECTS, POLICIES,
38 AND PROCEDURES STARTING BY NOVEMBER 1, 2016, IN BOTH THE PUBLIC
39 AND PRIVATE SECTORS.

40 **24-32-3403. Definitions.** AS USED IN THIS PART 34, UNLESS THE
41 CONTEXT OTHERWISE REQUIRES:

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

3 (2) "OLDER ADULT POPULATION" MEANS PERSONS FIFTY YEARS OF
4 AGE AND OLDER.

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

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

11 **24-32-3404. Strategic action planning group on aging.**

12 (1)(a) THERE IS ESTABLISHED A STRATEGIC ACTION PLANNING GROUP ON
13 AGING FOR THE PURPOSE OF STUDYING AND PRODUCING A COMPREHENSIVE
14 STRATEGIC ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR
15 2030. THE PLANNING GROUP SHALL EXAMINE THE IMPACTS, BOTH
16 POSITIVE AND NEGATIVE, OF THE AGING DEMOGRAPHIC SHIFT THROUGH
17 THE YEAR 2030 ON:

18 (I) THE ECONOMY, WORKFORCE, AND BUSINESSES AND
19 MARKET-BASED PRODUCTS AND SERVICES;

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

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

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

25 (V) THE EFFECTS OF POTENTIAL FEDERAL ENTITLEMENT REFORMS
26 ON COLORADO; AND

27 (VI) TRANSPORTATION SERVICES AND INFRASTRUCTURE.

28 (b) THE PLANNING GROUP SHALL CONSIDER OR INCORPORATE
29 INFORMATION, RECOMMENDATIONS, AND BEST PRACTICES FROM PAST AND
30 CURRENT STUDY GROUPS, FOUNDATIONS, STATE AGENCIES, LOCAL
31 GOVERNMENTS, AND INITIATIVES PROPOSED OR IMPLEMENTED IN OTHER
32 STATES, AS WELL AS FROM STATE AND NATIONAL COMMISSIONS AND
33 STUDY GROUPS ON AGING AND LONG-TERM CARE, SERVICES, AND
34 SUPPORTS.

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

38 (I) FOUR MEMBERS WHO REPRESENT CONSUMERS. CONSUMER
39 REPRESENTATIVES MUST INCLUDE:

40 (A) TWO PERSONS FROM NONPROFIT ORGANIZATIONS
41 REPRESENTING OR ADVOCATING FOR OLDER ADULT POPULATIONS;

1 (B) A REPRESENTATIVE OF AN AREA AGENCY ON AGING AS
2 DESCRIBED IN SECTION 26-11-204, C.R.S.; AND
3 (C) THREE PERSONS WHO ARE ACTUAL CONSUMERS OF SERVICES
4 FOR OLDER ADULT POPULATIONS.
5 (II) FIVE MEMBERS WHO REPRESENT PRIVATE, PUBLIC, AND
6 COMMUNITY-BASED HEALTH CARE AND LONG-TERM CARE, SERVICE, OR
7 SUPPORT PROVIDERS FOR OLDER ADULTS SUCH AS REPRESENTATIVES OF:
8 (A) SKILLED NURSING CARE;
9 (B) ASSISTED LIVING FACILITIES;
10 (C) ADULT DAY CARE AND HOME CARE;
11 (D) HOSPICE AND PALLIATIVE CARE;
12 (E) GERIATRIC HEALTH CARE, INCLUDING ALZHEIMER CARE;
13 (F) MENTAL HEALTH; OR
14 (G) ORAL, VISION, AND AUDIOLOGICAL HEALTH;
15 (III) ONE MEMBER WHO HAS EXTENSIVE KNOWLEDGE AND
16 EXPERTISE IN LONG-TERM CARE, SERVICES, AND SUPPORTS WHO IS NOT A
17 PROVIDER OF SUCH SERVICES;
18 (IV) ONE MEMBER WHO IS A COUNTY COMMISSIONER;
19 (V) ONE MEMBER WHO REPRESENTS THE BUSINESS COMMUNITY IN
20 COLORADO;
21 (VI) THREE MEMBERS WHO HAVE EXTENSIVE KNOWLEDGE OF OR
22 EXPERIENCE WITH STATE AND LOCAL BUDGETS AND FISCAL POLICY OR
23 WHO ARE REPRESENTATIVES FROM NONPROFIT ORGANIZATIONS THAT
24 HAVE EXPERIENCE WITH FISCAL AND STATEWIDE POLICY ISSUES;
25 (VII) ONE MEMBER WHO IS A REPRESENTATIVE OF INSTITUTIONS
26 OF HIGHER EDUCATION IN A FIELD RELATED TO OLDER ADULT
27 POPULATIONS; AND
28 (VIII) FIVE MEMBERS FROM THE EXECUTIVE BRANCH, INCLUDING:
29 (A) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN
30 SERVICES OR THE DIRECTOR'S DESIGNEE;
31 (B) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH
32 CARE POLICY AND FINANCING OR THE DIRECTOR'S DESIGNEE;
33 (C) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC
34 HEALTH AND ENVIRONMENT OR THE DIRECTOR'S DESIGNEE;
35 (D) THE CHAIR OF THE COMMISSION ON AGING OR THE DIRECTOR'S
36 DESIGNEE; AND
37 (E) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
38 TRANSPORTATION OF THE DIRECTOR'S DESIGNEE.
39 (b) (I) THE GOVERNOR SHALL CONSULT WITH THE PRESIDENT OF
40 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND
41 MINORITY LEADERS ABOUT APPOINTMENTS TO ENSURE:

1 (A) AT LEAST ONE APPOINTMENT FROM A RURAL REGION OF THE
2 STATE;

3 (B) REPRESENTATION FROM AT LEAST FIVE DIFFERENT
4 CONGRESSIONAL DISTRICTS IN THE STATE; AND

5 (C) NOT MORE THAN TEN OF THE TWENTY-ONE VOTING MEMBERS
6 ARE FROM THE SAME POLITICAL PARTY AND THE STATE'S TWO MAJOR
7 POLITICAL PARTIES HAVE AN EQUAL NUMBER OF MEMBERS ON THE
8 COMMISSION.

9 (II) IN MAKING APPOINTMENTS TO THE PLANNING GROUP, THE
10 GOVERNOR WILL CONSIDER REPRESENTATION FOR MEMBERS OF DIVERSE
11 RACIAL, CULTURAL, INCOME, GENDER, AND ABILITY GROUPS.

12 (c) ANY PERSON INTERESTED IN SERVING AS A MEMBER OF THE
13 PLANNING GROUP SHALL SUBMIT AN APPLICATION TO THE GOVERNOR'S
14 OFFICE.

15 (d) THE PLANNING GROUP SHALL ELECT A CHAIR AND VICE-CHAIR
16 FROM THE MEMBERS OF THE PLANNING GROUP TO COORDINATE THE WORK
17 OF THE PLANNING GROUP.

18 (e) MEMBERS OF THE PLANNING GROUP SERVE WITHOUT
19 COMPENSATION BUT MAY RECEIVE REIMBURSEMENT FOR ACTUAL AND
20 NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES
21 AS MEMBERS OF THE PLANNING BOARD.

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

24 (A) ONE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (I) OF
25 PARAGRAPH (a) OF THIS SUBSECTION (2); TWO PERSONS APPOINTED
26 PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION
27 (2); THE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (IV) OF
28 PARAGRAPH (a) OF THIS SUBSECTION (2); ONE OF THE PERSONS APPOINTED
29 PURSUANT TO SUBPARAGRAPH (VI) OF PARAGRAPH (a) OF THIS
30 SUBSECTION (2); AND TWO OF THE PERSONS APPOINTED PURSUANT TO
31 SUBPARAGRAPH (VIII) OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO
32 SERVE AN INITIAL TERM OF TWO YEARS; AND

33 (B) ONE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (I) OF
34 PARAGRAPH (a) OF THIS SUBSECTION (2); TWO PERSONS APPOINTED
35 PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION
36 (2); THE PERSON APPOINTED PURSUANT TO SUBPARAGRAPH (V) OF
37 PARAGRAPH (a) OF THIS SUBSECTION (2); ONE OF THE PERSONS APPOINTED
38 PURSUANT TO SUBPARAGRAPH (VI) OF PARAGRAPH (a) OF THIS
39 SUBSECTION (2); AND TWO OF THE PERSONS APPOINTED PURSUANT TO
40 SUBPARAGRAPH (VIII) OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO
41 SERVE AN INITIAL TERM OF THREE YEARS.

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

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

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

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

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

- 17 (A) TRANSPORTATION;
- 18 (B) HOUSING;
- 19 (C) WORKFORCE DEVELOPMENT;
- 20 (D) ACCESS TO HEALTH CARE;
- 21 (E) LONG-TERM CARE AND OTHER HUMAN SERVICES; AND
- 22 (F) RETIREMENT SECURITY.

23 (II) THE SPECIAL PURPOSE SUBCOMMITTEES MAY INCLUDE
24 PERSONS WHO ARE NOT MEMBERS OF THE PLANNING GROUP. IN
25 APPOINTING MEMBERS OF A SPECIAL PURPOSE SUBCOMMITTEE, THE
26 PLANNING GROUP SHALL PAY SPECIAL ATTENTION TO APPOINTING
27 REPRESENTATIVES FROM SUBJECT AREAS NOT OTHERWISE REPRESENTED
28 ON THE PLANNING GROUP. MEMBERS OF A SPECIAL PURPOSE
29 SUBCOMMITTEE SERVE WITHOUT COMPENSATION OR REIMBURSEMENT OF
30 EXPENSES.

31 (III) THE PLANNING GROUP SHALL ESTABLISH A TECHNICAL
32 ADVISORY COMMITTEE TO ADVISE AND ASSIST THE PLANNING GROUP,
33 WHICH COMMITTEE CONSISTS OF THE STATE DEMOGRAPHER AND SUBJECT
34 MATTER EXPERTS FROM LOCAL GOVERNMENTS AND NONGOVERNMENTAL
35 ORGANIZATIONS. THE GOVERNOR MAY ALSO IDENTIFY AND PROVIDE
36 SUBJECT MATTER EXPERTS AS MEMBERS OF THE TECHNICAL ADVISORY
37 COMMITTEE FROM STATE DEPARTMENTS OR AGENCIES AS IDENTIFIED AND
38 REQUESTED BY THE PLANNING GROUP.

39 (3) SUBJECT TO AVAILABLE APPROPRIATIONS, THE PLANNING
40 GROUP MAY IDENTIFY AND CONTRACT WITH ANY THIRD-PARTY
41 ORGANIZATION FOR THE PURPOSE OF DATA ANALYSIS AND PROJECTION

1 REPORTING.

2 (4) THE PLANNING GROUP SHALL CONTRACT WITH A THIRD PARTY

3 FOR STAFFING SERVICES INCLUDING:

4 (a) A PROJECT ADMINISTRATOR WHOSE DUTIES INCLUDE:

5 (I) MEETING ORGANIZATION AND COORDINATION;

6 (II) PUBLIC RELATIONS AND EXTERNAL DISTRIBUTION OF

7 INFORMATION;

8 (III) COORDINATION BETWEEN THIRD-PARTY CONTRACTORS AND

9 THE PLANNING GROUP;

10 (IV) COORDINATION BETWEEN STATE DEPARTMENTS AND OTHER

11 ORGANIZATIONS AND THE PLANNING GROUP;

12 (V) MANAGEMENT OF REPORT PRODUCTION;

13 (VI) MANAGEMENT OF THE PLANNING GROUP WEB SITE; AND

14 (VII) ANY OTHER FUNCTION TO BE ASSIGNED BY THE PLANNING

15 GROUP;

16 (b) A PROJECT ASSISTANT WHO IS RESPONSIBLE FOR TASKS

17 ASSIGNED BY THE PROJECT ADMINISTRATOR.

18 **24-32-3405. Operation.** (1) THE PLANNING GROUP SHALL

19 EXERCISE ITS POWERS AND PERFORM ITS DUTIES AND FUNCTIONS AS

20 SPECIFIED BY THIS PART 34 INDEPENDENTLY FROM THE DEPARTMENT. THE

21 DEPARTMENT ACTS SOLELY AS THE FISCAL AGENT FOR THE PLANNING

22 GROUP.

23 (2) THE PLANNING GROUP MAY ESTABLISH BYLAWS AS

24 APPROPRIATE FOR ITS EFFECTIVE OPERATION.

25 (3) THE CHAIR OF THE PLANNING GROUP SHALL ESTABLISH A

26 SCHEDULE FOR PLANNING GROUP MEETINGS. THE COMMISSION MUST MEET

27 AT LEAST TWELVE TIMES EACH CALENDAR YEAR.

28 (4) MEMBERS OF THE PLANNING GROUP, STAFF, AND CONSULTANTS

29 ARE NOT LIABLE FOR AN ACT OR OMISSION IN THEIR OFFICIAL CAPACITY

30 PERFORMED IN GOOD FAITH IN ACCORDANCE WITH THIS PART 34.

31 (5) (a) THE PLANNING GROUP IS EXEMPT FROM THE

32 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE.

33 (b) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS

34 PARAGRAPH (b), THE PLANNING GROUP IS SUBJECT TO THE OPEN MEETINGS

35 LAW, PART 4 OF ARTICLE 6 OF THIS TITLE, AND TO THE "COLORADO OPEN

36 RECORDS ACT", PART 2 OF ARTICLE 72 OF THIS TITLE.

37 (II) MEMBERS OF THE PLANNING GROUP MAY CONVENE IN GROUPS

38 OF NO MORE THAN FIVE MEMBERS FOR THE FOLLOWING PURPOSES

39 WITHOUT COMPLYING WITH THE OPEN MEETINGS LAW AS LONG AS NO

40 FORMAL ACTION IS TAKEN AT THE MEETING:

41 (A) TO GATHER AND UNDERSTAND DATA; OR

1 (B) TO ORGANIZE AND PLAN FOR THE BUSINESS OF THE PLANNING
2 GROUP.

3 **24-32-3406. Duties of strategic action planning group.**

4 (1) (a) THE PLANNING GROUP SHALL DEVELOP A COMPREHENSIVE
5 STRATEGIC ACTION PLAN ON AGING IN COLORADO THROUGH THE YEAR
6 2030 TO BE COMPLETED BY NOVEMBER 1, 2016. IN DEVELOPING THE
7 STRATEGIC ACTION PLAN, THE PLANNING GROUP SHALL REVIEW AND
8 INCORPORATE PAST RECOMMENDATIONS AND FINDINGS FROM PREVIOUS
9 STUDIES AND COMMISSIONS THAT THE PLANNING GROUP CONSIDERS
10 RELEVANT AND NECESSARY TO ITS DUTIES. PREVIOUS RECOMMENDATIONS
11 MUST BE REVIEWED IN CONJUNCTION WITH THE LATEST DEMOGRAPHIC
12 AND ECONOMIC PROJECTIONS SPECIFIED IN THE ANALYSIS CONDUCTED
13 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (1) IN ORDER TO
14 ASSESS THEIR LONG-TERM FISCAL VIABILITY.

15 (b) THE STRATEGIC ACTION PLAN MUST ADDRESS AT LEAST THE
16 FOLLOWING THREE AREAS:

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

19 (II) ACTIONABLE RECOMMENDATIONS; AND

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

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

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

25 (II) ANALYSIS OF THE IMPACTS, BOTH POSITIVE AND NEGATIVE, OF
26 THE DEMOGRAPHIC SHIFT ON THE STATE ECONOMY AND WORKFORCE
27 PARTICIPATION;

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

31 (IV) PROJECTED EFFECTS OF THE DEMOGRAPHIC SHIFT ON STATE
32 AND LOCAL REVENUES AND IDENTIFICATION OF POSSIBLE REVENUE
33 SHORTFALLS;

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

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

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

- 1 (VIII) ANALYSIS OF THE RETIREMENT SAVINGS GAP AND
- 2 RETIREMENT SECURITY FOR THE STATE'S OLDER ADULT POPULATION;
- 3 (IX) ANALYSIS OF PROJECTED COST TRENDS OF PRIVATE
- 4 LONG-TERM CARE, SERVICES, AND SUPPORTS;
- 5 (X) ANALYSIS OF THE NUMBER OF PERSONS IN THE OLDER ADULT
- 6 POPULATION WHO WOULD BENEFIT FROM RECEIVING ADDITIONAL
- 7 COMMUNITY-BASED SERVICES AND THE TYPES OF SERVICES AND SUPPORTS
- 8 REQUIRED FOR MEMBERS OF THIS POPULATION TO REMAIN IN THEIR OWN
- 9 RESIDENCES AND COMMUNITIES FOR AS LONG AS POSSIBLE;
- 10 (XI) ANALYSIS OF ANY FEDERAL SPENDING ACTIONS RELATIVE TO
- 11 MEDICAID, SOCIAL SECURITY, MEDICARE, AND OTHER FEDERAL PROGRAMS
- 12 THE PLANNING GROUP CONSIDERS RELEVANT AND THEIR EFFECT ON
- 13 GENERAL FUND EXPENDITURES AND RESERVES AS WELL AS NONRELATED
- 14 STATE EXPENDITURES;
- 15 (XII) ANALYSIS OF EXISTING AND PROPOSED PRIVATE SECTOR
- 16 INITIATIVES TO ADDRESS RETIREMENT PREPAREDNESS AND LONG-TERM
- 17 CARE, SERVICES, AND SUPPORTS FOR THE OLDER ADULT POPULATION; AND
- 18 (XIII) ECONOMIC IMPACT OF CAREGIVING ON COLORADO
- 19 FAMILIES, BUSINESSES, AND THE STATE ECONOMY.
- 20 (d) **Actionable recommendations.** RECOMMENDATIONS SHALL
- 21 INCLUDE AT LEAST:
- 22 (I) OPTIONS TO ADDRESS THE LONG-TERM IMPACT OF THE
- 23 DEMOGRAPHIC SHIFT ON COLORADO CITIZENS, STATE GOVERNMENT, AND
- 24 THE PRIVATE SECTOR;
- 25 (II) OPTIONS TO ADDRESS DISPROPORTIONAL REGIONAL
- 26 DEMOGRAPHIC SHIFTS IN OLDER ADULT POPULATIONS;
- 27 (III) OPTIONS TO IMPROVE FINANCIAL SECURITY AND RETIREMENT
- 28 PREPARATION FOR THE OLDER ADULT POPULATION;
- 29 (IV) RECOMMENDATIONS TO ENHANCE ACCESS TO SERVICES AND
- 30 PUBLIC EDUCATION ON AGING ISSUES;
- 31 (V) OPTIONS TO STRENGTHEN AND IMPROVE SERVICE QUALITY
- 32 AND INFRASTRUCTURE FOR LONG-TERM SERVICES AND SUPPORTS TO
- 33 BETTER ENABLE THE SERVICES AND SUPPORTS TO MEET FUTURE DEMAND;
- 34 (VI) OPTIONS TO REDUCE ADMINISTRATIVE AND SERVICE
- 35 DELIVERY COSTS OF PUBLIC AND PRIVATE LONG-TERM SERVICES AND
- 36 SUPPORTS WHILE MAINTAINING SERVICE QUALITY;
- 37 (VII) ADMINISTRATIVE AND REGULATORY REFORMS NEEDED TO
- 38 MORE COST-EFFECTIVELY ORGANIZE STATE AGENCIES TO IMPLEMENT
- 39 STATE PROGRAMS AND SERVICES;
- 40 (VIII) PRIVATE SECTOR OPTIONS FOR STATE-BASED LONG-TERM
- 41 CARE, SERVICES, AND SUPPORTS;

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

4 (X) OPTIONS TO IMPROVE THE ACCESSIBILITY AND
5 SUSTAINABILITY OF AFFORDABLE HOUSING AND TRANSPORTATION
6 SERVICES;

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

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

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

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

23 (2) **Reports.** (a) DURING THE 2016 AND 2017 LEGISLATIVE
24 SESSIONS, THE PLANNING GROUP SHALL SUBMIT AN ORAL REPORT
25 SUMMARIZING ITS WORK AND ANY PRELIMINARY FINDINGS OR
26 RECOMMENDATIONS TO THE JOINT BUDGET COMMITTEE.

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

31 (II) (A) IF THE STRATEGIC ACTION PLAN IDENTIFIES PROGRAMS,
32 SERVICES, PROJECTS, POLICIES, OR PROCEDURES THAT WOULD RESULT IN
33 COST SAVINGS, WITHOUT ADVERSELY AFFECTING THE QUALITY OF CARE
34 AND SERVICES, AND DO NOT REQUIRE LEGISLATION, THE GOVERNOR AND
35 THE AFFECTED STATE AGENCIES ARE ENCOURAGED TO PURSUE THE
36 NECESSARY ACTIONS TO IMPLEMENT THE RECOMMENDATIONS, INCLUDING,
37 AS NECESSARY, REQUESTING ADEQUATE FUNDING THROUGH THE STATE
38 BUDGET PROCESS.

39 (B) IF THE STRATEGIC ACTION PLAN IDENTIFIES PROGRAMS,
40 SERVICES, PROJECTS, POLICIES, OR PROCEDURES THAT WOULD RESULT IN
41 COST SAVINGS, WITHOUT ADVERSELY AFFECTING THE QUALITY OF CARE

1 AND SERVICES, THAT REQUIRE LEGISLATION, THE PLANNING GROUP SHALL
2 RECOMMEND LEGISLATION TO IMPLEMENT THE CHANGES TO THE
3 GOVERNOR AND THE GENERAL ASSEMBLY. IN ITS PLAN, THE PLANNING
4 GROUP SHALL SPECIFY THE LAWS THAT NEED TO BE CREATED, AMENDED,
5 OR REPEALED TO IMPLEMENT THE RECOMMENDATIONS.

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

10 (II) (A) THESE UPDATES SHALL INCLUDE NEW ECONOMIC AND
11 DEMOGRAPHIC DATA AS WELL AS RESPOND TO NEW STATE AND NATIONAL
12 PUBLIC AND PRIVATE INITIATIVES AND MUST ADDRESS A TIME PERIOD FOR
13 ANALYSIS AND RECOMMENDATION THAT EXTENDS FIFTEEN YEARS AFTER
14 THE DELIVERY OF THE UPDATE.

15 (B) THE PROCESS FOR CREATING THESE UPDATES SHALL BE
16 DETERMINED BY THE PLANNING GROUP AS PART OF ITS STRATEGIC ACTION
17 PLAN.

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

20 (III) THE INITIAL PLANNING GROUP SHALL DETERMINE THE
21 STAFFING AND PROCESS FOR UPDATING THE INITIAL STRATEGIC ACTION
22 PLAN. THE PLANNING GROUP WILL ONLY UNDERTAKE THE PLAN UPDATES
23 IF SUFFICIENT FUNDING IS SECURED THROUGH ADDITIONAL
24 APPROPRIATIONS, GIFTS, GRANTS, OR DONATIONS.

25 **24-32-3407. Strategic action plan on aging cash fund.**

26 (1) THERE IS CREATED IN THE STATE TREASURY THE STRATEGIC ACTION
27 PLAN ON AGING CASH FUND CONSISTING OF ANY MONEYS THAT MAY BE
28 APPROPRIATED TO THE FUND BY THE GENERAL ASSEMBLY TOGETHER WITH
29 ANY GIFTS, GRANTS, OR DONATIONS RECEIVED BY THE PLANNING GROUP.
30 THE PLANNING GROUP MAY SEEK AND ACCEPT GIFTS, GRANTS, OR
31 DONATIONS FOR THE PURPOSE OF FUNDING THE PLANNING GROUP'S
32 OPERATIONS AND DEVELOPMENT OF THE STRATEGIC ACTION PLAN. THE
33 MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED TO THE
34 PLANNING GROUP FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH
35 IMPLEMENTING THIS PART 34.

36 (2) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND
37 NOT EXPENDED FOR THE PURPOSE OF THIS PART 34 AS PROVIDED BY LAW.
38 THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME
39 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO
40 THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING
41 IN THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND

1 SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR
2 ANOTHER FUND.

3 **24-32-3408. Repeal of part - sunset review.** THIS PART 34 IS
4 REPEALED, EFFECTIVE JULY 1, 2022. PRIOR TO SUCH REPEAL, THE
5 PLANNING GROUP MUST BE REVIEWED AS PROVIDED FOR IN SECTION
6 2-3-1203, C.R.S.

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

9 **2-3-1203. Sunset review of advisory committees.** (3) The
10 following dates are the dates on which the statutory authorization for the
11 designated advisory committees is scheduled for repeal:

12 (ii.5) September 1, 2022:

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

15 **SECTION 3. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety."

** *** ** *** **