



**House Bill No. 6677**

**Public Act No. 23-30**

***AN ACT CONCERNING ADULT DAY CENTERS.***

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

Section 1. (*Effective from passage*) The Commissioner of Social Services shall develop a plan to increase the number of persons eligible to receive adult day services under the Connecticut home-care program for the elderly, established pursuant to section 17b-342 of the general statutes. Such plan shall include, but need not be limited to, recommendations to (1) lower the age eligibility requirements for participation in the program such that persons with early onset dementia and similar needs are eligible for adult day services, (2) amend, to the extent permissible under federal law, the Medicaid state plan to lower such age eligibility requirements for such persons, (3) increase rates of Medicaid reimbursement to adult day centers to offset costs incurred to transport persons to and from the centers, and (4) establish a program of all-inclusive care for the elderly pursuant to Title IV, Subtitle I of P.L. 105-33. Not later than February 1, 2024, the commissioner shall report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to aging on such plan.

Sec. 2. Section 17b-428 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2023*):

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(a) As used in this section:

(1) "Commissioner" means the Commissioner of Social Services;

(2) "PACE program" has the same meaning as provided in 42 USC 1395eee, as amended from time to time, and includes a program of all-inclusive care for the elderly;

[(2)] (3) "Eligible individual" means "PACE program eligible individual", as defined in [Subtitle I of Public Law 105-33] 42 USC 1395eee, as amended from time to time, or in a [waiver application] Medicaid state plan amendment approved by the United States Department of Health and Human Services;

[(3)] "PACE program" means "PACE program", as defined in Subtitle I of Public Law 105-33, as amended from time to time, and includes a program of all-inclusive care for the elderly;]

(4) "PACE program agreement" means "PACE program agreement", as defined in [Subtitle I of Public Law 105-33] 42 USC 1395eee, as amended from time to time;

(5) "PACE provider" means "PACE provider", as defined in [Subtitle I of Public Law 105-33] 42 USC 1395eee, as amended from time to time; and

[(6)] "Secretary" means the Secretary of the United States Department of Health and Human Services;]

[(7)] (6) "State administering agency" means "state administering agency", as defined in [Subtitle I of Public Law 105-33] 42 USC 1395eee, as amended from time to time.

(b) [Not later than July 1, 1998, the] The commissioner [shall establish a pilot program in which PACE providers deliver] may submit a Medicaid state plan amendment to add PACE program services, within

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available appropriations, to [eligible individuals in this state pursuant to a PACE program agreement. Under said program, the commissioner, in consultation with the Insurance Commissioner, may initially enter into contracts with integrated service networks which have successfully completed a feasibility study, in conjunction with a PACE technical assistance center, for the provision of PACE program services] the Medicaid state plan.

(c) The Department of Social Services shall be the state administering agency for the state of Connecticut responsible for administering PACE program [agreements in this state. The department, upon request, shall assist the secretary in establishing procedures for entering into, extending and terminating PACE program agreements for the operation of PACE programs by PACE providers in this state] agreement services. Upon approval of the Medicaid state plan amendment, the department shall establish participation criteria for eligible individuals and PACE providers and make payments for PACE program services from funds appropriated to the Medicaid account.

[(d) The commissioner shall provide medical assistance under this section for PACE program services to eligible individuals who are eligible for medical assistance in this state and enrolled in a PACE program under a PACE program agreement. The commissioner shall seek any waiver from federal law necessary to permit federal participation for Medicaid expenditures for PACE programs in this state.]

[(e)] (d) The commissioner may adopt regulations in accordance with chapter 54 to implement the provisions of this section. The commissioner, pursuant to section 17b-10, may implement policies and procedures to implement the provisions of this section while in the process of adopting such policies and procedures in regulation form, provided the commissioner posts notice of the intent to adopt the regulation on the eRegulations System not later than twenty days after

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the date of implementation. Such policies and procedures shall be valid until the time final regulations are adopted.

Sec. 3. Section 17b-28c of the general statutes is repealed. (*Effective July 1, 2023*)

Approved June 7, 2023