

1 HB162  
2 164027-1  
3 By Representative Sanderford  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 05-MAR-15

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8 SYNOPSIS: Under existing law, termination dates are  
9 established for enumerated state agencies. The  
10 agencies are periodically reviewed by the Alabama  
11 Sunset Committee. After the review process is  
12 completed, the committee prepares its  
13 recommendations for the agencies to the Legislature  
14 in the form of sunset bills which either continue,  
15 terminate, or continue with modification each  
16 agency reviewed.

17 This bill would provide for the continuance  
18 of the Alabama Interagency Council for the  
19 Prevention of Elder Abuse, with the following  
20 changes: To provide that the council shall meet at  
21 the call of the chair and to remove the council  
22 from regularly scheduled review under the Sunset  
23 Law.

24  
25 A BILL  
26 TO BE ENTITLED  
27 AN ACT

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2           Relating to the Alabama Sunset Law; to continue the  
3 existence and functioning of the Alabama Interagency Council  
4 for the Prevention of Elder Abuse with certain modifications;  
5 to amend Section 38-9D-3, Code of Alabama 1975, so as to  
6 provide that the council shall meet at the call of the chair  
7 and to repeal Section 38-9D-7, Code of Alabama 1975, to remove  
8 the council from regularly scheduled review under the Sunset  
9 Law.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11           Section 1. Pursuant to the Alabama Sunset Law, the  
12 sunset committee recommends the continuance of the Alabama  
13 Interagency Council for the Prevention of Elder Abuse, with  
14 the additional recommendations for statutory change as set out  
15 in Section 3.

16           Section 2. The existence and functioning of the  
17 Alabama Interagency Council for the Prevention of Elder Abuse,  
18 created and functioning pursuant to Sections 38-9D-1 to  
19 38-9D-7, inclusive, Code of Alabama 1975, is continued, and  
20 Sections 38-9D-1 to 38-9D-6, inclusive, Code of Alabama 1975,  
21 are expressly preserved.

22           Section 3. Section 38-9D-3 of the Code of Alabama  
23 1975, is amended to read as follows:

24           "§38-9D-3.

25           "There is created the Alabama Interagency Council  
26 for the Prevention of Elder Abuse. The members of the council  
27 shall include, but not be limited to, the following:

1           "(1) The chief executive officer, or his or her  
2           designee, of each of the following participating agencies and  
3           organizations:

4           "a. The Alabama 911 Network.

5           "b. The Administrative Office of Courts.

6           "c. The Attorney General.

7           "d. The Banking Department.

8           "e. The Coalition Against Domestic Violence.

9           "f. The Crime Victims Compensation Commission.

10          "g. The Department of Forensic Sciences.

11          "h. The Department of Human Resources.

12          "i. The Department of Insurance.

13          "j. The Department of Mental Health.

14          "k. The Department of Public Health.

15          "l. The Department of Public Safety.

16          "m. The Department of Senior Services.

17          "n. The Department of Veterans Affairs.

18          "o. The Governor's Office of Faith Based Initiatives  
19          and Community Service.

20          "p. The Medicaid Agency.

21          "q. The Office of Prosecution Services.

22          "r. The Peace Officers' Standards and Training  
23          Commission.

24          "s. The Probate Judges Association.

25          "t. The Securities Commission.

26          "u. The Sheriffs Association.

27          "v. The State Bar Association.

- 1 "w. AARP Alabama.
- 2 "x. The Association of Area Agencies on Aging.
- 3 "y. The Criminal Justice Information System.
- 4 "z. The Nursing Home Association.
- 5 "aa. The Alabama Silver-Haired Legislature.

6 "(2) The membership of the council shall be  
7 inclusive and reflect the racial, gender, geographic,  
8 urban/rural, and economic diversity of the state.

9 "(3) The chief executive officers of state agencies  
10 serving on the council shall serve ex officio.

11 "(4) The council shall meet at ~~least bi-monthly~~ the  
12 call of the chair and the meetings shall be open to the  
13 public.

14 "(5) No member of the council shall cast a vote on  
15 any matter which would provide direct financial benefit to  
16 that member or otherwise give the appearance of a conflict of  
17 interest under state law.

18 "(6) The Commissioner of the Department of Senior  
19 Services shall serve as the chair of the council."

20 Section 4. The Legislature concurs in the  
21 recommendations of the Sunset Committee as provided in  
22 Sections 1, 2, and 3.

23 Section 5. Section 38-9D-7, Code of Alabama 1975,  
24 subjecting the council to review under the Alabama Sunset Law,  
25 is repealed.

1                   Section 6. This act shall become effective  
2           immediately upon its passage and approval by the Governor, or  
3           its otherwise becoming law.