

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

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ENROLLED, An Act,

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

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

"§38-9D-3.

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

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

7           "a. The Alabama 911 Network.

8           "b. The Administrative Office of Courts.

9           "c. The Attorney General.

10          "d. The Banking Department.

11          "e. The Coalition Against Domestic Violence.

12          "f. The Crime Victims Compensation Commission.

13          "g. The Department of Forensic Sciences.

14          "h. The Department of Human Resources.

15          "i. The Department of Insurance.

16          "j. The Department of Mental Health.

17          "k. The Department of Public Health.

18          "l. The Department of Public Safety.

19          "m. The Department of Senior Services.

20          "n. The Department of Veterans Affairs.

21          "o. The Governor's Office of Faith Based Initiatives  
22 and Community Service.

23          "p. The Medicaid Agency.

24          "q. The Office of Prosecution Services.

1            "r. The Peace Officers' Standards and Training  
2 Commission.

3            "s. The Probate Judges Association.

4            "t. The Securities Commission.

5            "u. The Sheriffs Association.

6            "v. The State Bar Association.

7            "w. AARP Alabama.

8            "x. The Association of Area Agencies on Aging.

9            "y. The Criminal Justice Information System.

10           "z. The Nursing Home Association.

11           "aa. The Alabama Silver-Haired Legislature.

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

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

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

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

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

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

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

7                   Section 6. This act shall become effective  
8 immediately upon its passage and approval by the Governor, or  
9 its otherwise becoming law.

