

S6528 PERSAUD Same as [A 7634](#) Cruz [Chapter 223 of 2021](#) [Chap Eff Date](#) [Voting](#)

Text Versions: [S 6528](#)

S6528 PERSAUD Same as [A 7634](#) Cruz

Departmental Bill # 5

Office for the Aging (Internal # 4 - 2021)

ON FILE: 05/05/21 Elder Law

TITLE....Relates to establishing an elder abuse enhanced multidisciplinary team program under the office for the aging

05/05/21 REFERRED TO AGING

05/11/21 REPORTED AND COMMITTED TO FINANCE

05/19/21 1ST REPORT CAL.1211

05/20/21 2ND REPORT CAL.

05/24/21 ADVANCED TO THIRD READING

06/01/21 PASSED SENATE

06/01/21 DELIVERED TO ASSEMBLY

06/01/21 referred to codes

06/09/21 substituted for a7634

06/09/21 ordered to third reading rules cal.681

06/09/21 passed assembly

06/09/21 returned to senate

06/24/21 DELIVERED TO GOVERNOR

07/01/21 SIGNED CHAP.223

PERSAUD, O'MARA, SERINO

Add §225, Eld L

Establishes an elder abuse enhanced multidisciplinary team program under the office for the aging consisting of professionals for complex cases of elder abuse, including financial exploitation, physical abuse, psychological abuse, sexual abuse, and neglect.

EFF. DATE 07/01/2021

Office for the Aging

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Departmental Bill # 5

Office for Aging (Internal # 4 - 2021)

Elder Law

TITLE....Relates to establishing an elder abuse enhanced multidisciplinary team program under the office for the aging

05/19/21 referred to aging

05/24/21 reported referred to codes

06/07/21 reported referred to ways and means

06/09/21 reported referred to rules

06/09/21 reported

06/09/21 rules report cal.681

06/09/21 substituted by s6528

S06528 PERSAUD

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CRUZ

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Office for the Aging

Chapter Bill No.	Signed Date	Effective Date
223 S6528	07/01/2021	07/01/2021

STATE OF NEW YORK

6528

2021-2022 Regular Sessions

IN SENATE

May 5, 2021

Introduced by Sen. PERSAUD -- (at request of the Office for the Aging)
-- read twice and ordered printed, and when printed to be committed to
the Committee on Aging

AN ACT to amend the elder law, in relation to establishing an elder
abuse enhanced multidisciplinary team program under the auspices of
the New York state office for the aging

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The elder law is amended by adding a new section 225 to
2 read as follows:

3 § 225. Elder abuse enhanced multidisciplinary team program. 1. The
4 office is hereby authorized, subject to appropriation of funds for the
5 program, to establish an elder abuse enhanced multidisciplinary team
6 program consisting of teams at the regional or county level for complex
7 cases of elder abuse, including but not limited to financial exploita-
8 tion, physical abuse, psychological abuse, sexual abuse, and neglect,
9 involving a victim sixty years of age or older.

10 2. Such elder abuse enhanced multidisciplinary teams shall consist of
11 representation by professionals generally authorized to make decisions
12 on behalf of their agency from public, private, and voluntary agencies.
13 Represented professions may include, but are not limited to,
14 health/medical, mental health, aging, protective services, human
15 services, social work, banking/financial institutions, legal services,
16 district attorney's offices, law enforcement agencies, and forensic
17 accounting.

18 3. Teams will also consist of a coordinator who will provide case
19 consultation, triage cases, facilitate elder abuse enhanced multidisci-
20 plinary team meetings, monitor progress, and facilitate coordination and
21 cooperative action in the provision of appropriate services to an indi-
22 vidual identified as being a victim of elder abuse, as well as other
23 duties associated with the role.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 4. Notwithstanding any other provision of law to the contrary, members
2 of an elder abuse enhanced multidisciplinary team may share with other
3 team members client-identifiable information concerning victims of elder
4 abuse as appropriate to facilitate team activities.

5 § 2. This act shall take effect immediately.

**NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S6528

SPONSOR: PERSAUD

TITLE OF BILL:

An act to amend the elder law, in relation to establishing an elder abuse enhanced multidisciplinary team program under the auspices of the New York state office for the aging

1.

PURPOSE: This bill would authorize the New York State Office for the Aging to establish the Elder Abuse Enhanced Multidisciplinary Team Program, with teams consisting of representatives from a wide range of

professions for the purpose of responding to complex cases of elder abuse.

2.

SUMMARY OF PROVISIONS:

Section 1 of the bill would create a new section 225 of the Elder Law authorizing the establishment of the Elder Abuse Enhanced Multidisciplinary Team Program. The program would consist of teams across the State established to provide a coordinated response to complex cases of elder abuse. Section 225 would provide for and identify the role of a coordinator for each such team. Lastly, Section 225 would allow for the sharing among team members of client-identifiable information regarding victims of elder abuse for purposes of facilitating team activities.

Section 2 of the bill would provide that the bill become effective immediately.

3.

EXISTING LAW:

There is no existing law that relates to multidisciplinary teams established for the purpose of responding to cases of elder abuse.

4.

LEGISLATIVE HISTORY:

No similar proposals have been previously submitted.

5.

STATEMENT IN SUPPORT:

The Elder Abuse Interventions and Enhanced Multidisciplinary Team (E-MDT) Initiative has become a critical part of New York State's response to elder abuse. During the COVID-19 public health crisis, there has been a surge in instances of abuse and financial exploitation reported. The crisis has simultaneously created many obstacles in addressing these instances. E-MDTs have continued to meet virtually, ensuring continued interventions in elder abuse cases and protections for New York's older adults during a time when many other programs have been forced to pause. However, E-MDTs currently lack the statutory authorization, protections, and clarifications such as those afforded to child abuse MDTs under Section 423(6) of the Social Services Law. In particular, local organizations have noted potential legal issues around the sharing of victim information during case discussions, especially in light of the recent revisions to New York State's discovery laws. This has created uncertainties that make it difficult for local E-MDT Coordinators to recruit and onboard new team members representing county Adult Protective Services, District Attorney's offices, law enforcement, etc. Legislation would address these issues by establishing a statutory basis for the program and clarifying these issues, thereby allowing the E-MDT Initiative to continue operating in the most effective and efficient manner.

6.

POSSIBLE OBJECTIONS:

No objections to this bill are known or anticipated.

7.

OTHER STATE AGENCIES INTERESTED:

The Office of Victim Services and the Office for Children and Family Services may be affected by or interested in this bill.

8.

KNOWN POSITION OF OTHERS:

NYSOFA has no knowledge of the positions of others regarding this proposal.

9.

BUDGET IMPLICATIONS:

There are no fiscal implications associated with this bill.

10.

LOCAL IMPACT: There is no expected impact on local governments associated with this bill.