

051392301

HOUSE BILL NO. 2124

Offered January 12, 2005

Prefiled January 11, 2005

A BILL to amend the Code of Virginia by adding in Chapter 7 of Title 2.2 an article numbered 5, consisting of sections numbered 2.2-721 and 2.2-722, relating to a pilot congregate housing services program for frail elderly individuals.

Patrons—Eisenberg, Abbitt, Amundson, BaCote, Barlow, Baskerville, Brink, Councill, Hall, Howell, A.T., Johnson, Jones, D.C., Keister, Melvin, Miller, Moran, Petersen, Phillips, Plum, Rust, Shuler, Sickles, Spruill, Stump, Van Yahres, Ward, Ware, O. and Watts

Referred to Committee on General Laws

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Chapter 7 of Title 2.2 an article numbered 5, consisting of sections numbered 2.2-721 and 2.2-722, as follows:

*Article 5.**Congregate Housing Services Pilot Program.**§ 2.2-721. Definitions.*

As used in this article, unless the context requires otherwise:

"Area agencies on aging" are agencies designated by the Department for the Aging pursuant to subdivision A 6 of § 2.2-703.

"Congregate housing services program" means a set of supportive services provided to residents of a housing facility consisting of individual apartment units, otherwise intended for independent living. These supportive services are needed by residents who have temporary, periodic, or chronic difficulties with one or more essential activities of daily living, and such services will enable the residents to maintain or return to the most independent lifestyle, thereby avoiding premature institutionalization.

"Department" means the Department for the Aging.

"Housing service coordinator" means a person hired by the building owner or management company to perform the role of linking residents to needed community-based services, including supportive services available under the congregate housing services program.

"Qualified housing project" means any housing project for persons 62 years of age or older or the disabled that provides no more than basic coordination of care services and is funded by the U.S. Department of Housing and Urban Development, the U.S. Department of Agriculture, or the Virginia Housing Development Authority.

"Supportive services" means services undertaken by qualified housing projects to provide assistance, as needed, to residents in order to maintain their independence. Such services shall include:

- 1. Nutritionally balanced meals, served in a central dining area;*
- 2. Light housekeeping;*
- 3. Regular laundry, including bed linens and personal laundry;*
- 4. Personal care assistance;*
- 5. Medication reminders;*
- 6. Transportation to scheduled health care appointments and essential business;*
- 7. Money management services; and*
- 8. Other services conducive to maintaining the independence of residents.*

§ 2.2-722. Establishment of a pilot congregate housing services program for frail elderly individuals.

A. By March 1, 2006, the Department shall establish congregate housing services programs in at least four areas of the Commonwealth selected by the Department. The Department is authorized to enter into contracts with qualified housing projects to establish such congregate housing services programs. The Department, in consultation with the Virginia Department of Housing and Community Development, shall develop criteria for the selection of pilot areas, which shall include an assessment of the qualified housing project's proposal for the congregate housing services program and the area's plan for community involvement, including the involvement of the area agency on aging, the local department of social services, and the local department of housing. The Department, in consultation with the Virginia Department of Housing and Community Development, shall take such actions as deemed necessary to implement the pilot program, including the provision of advisory and technical assistance, and training and education programs to assist qualified housing projects to develop congregate housing services programs and qualify for financial assistance.

By November 1, 2005, the Department shall submit to the House and Senate Committees on General

INTRODUCED

HB2124

57 Laws a report outlining the plan for congregate housing services for frail elderly individuals, including
58 copies of any requests for proposals and the criteria developed for the selection of pilot areas.

59 B. The qualified housing project shall specify the type and priorities of the supportive services it will
60 coordinate during the term of the contract and such services shall be related to the needs and
61 characteristics of the residents. The qualified housing project shall affirm that the supportive services
62 provided will not duplicate any services that are already accessible, affordable, and sufficiently
63 available to residents under programs administered by any federal, state, or local agency or any public
64 or private agency or organization and that fees established for services are reasonable. The qualified
65 housing project shall establish a fee schedule for each supportive service and residents shall contribute
66 financially toward the cost of services, according to their ability to pay based on their income. Any fees
67 charged shall not exceed the cost of providing the services. The Department shall determine an
68 individual's eligibility for the congregate housing services program and the services subsidy, i.e., the
69 sum necessary to provide supportive services to an eligible participant in excess of that individual's
70 ability to pay for services, to be paid by the Department.

71 C. The Department shall evaluate and report on the impact and effectiveness of the congregate
72 housing services program for frail elderly individuals. The evaluation shall include the number of
73 persons receiving services, the extent to which the services provided to eligible participants avoided
74 premature institutionalization, the cost effectiveness of the services in reducing Medicaid and other
75 public expenditures, the availability of needed services, community cooperation, successes and problems
76 encountered, the overall operation of the congregate housing services program, and recommendations
77 for improvement. The Department shall submit a preliminary report to the House and Senate
78 Committees on General Laws by November 15, 2006, and subsequent annual reports by November 15,
79 2007, and November 15, 2008.

80 **2. That the provisions of this act shall expire on July 1, 2009.**