



## 2023 State Legislative Wrap-Up: Elder Law and Special Needs Section

We've come to the end of 2023, with several actions taken by the Legislature and Governor that may be of interest to your section. Any memoranda and letters drafted by the section in support or opposition to legislation was shared by the Government Relations team, and the team looks forward to working with the section as we move into the 2024 Legislative Session.

### Section Legislative Engagement in the 2023 Session

#### **Not Passed by the Legislature:**

- A5485(Paulin)/S5472(Rivera): Expands protections regarding violations of safety conditions in adult care facilities. ELSN supported this legislation with a Memo in Support.
- A6346(Paulin)/S328(Rivera): Relates to eligibility for home care services under Medicaid; repealer. ELSN supported this legislation with a Memo in Support.

#### Other Legislation of Interest

- S5470(Rivera): No same as; Provides for eligibility for medical assistance for personal care services for persons with traumatic brain injury, developmental disability, cognitive impairments, blindness, or visual impairment. ELSN supported this legislation with a Memo in Support in 2020.
- A7467(Paulin)/S466(Sepulveda): Relates to the use of psychotropic medications in nursing homes and adult care facilities. ELSN supported this legislation with a Memo in Support in 2022.
- A6049(McMahon)/S2391(Rivera): Signed by the Governor; Modifies income limits for medical assistance to certain disabled individuals.
- A7708(Zebrowski): No same as; Relates to requiring principals to notify co-trustees and co-beneficiaries of the signing of a power of attorney. ELSN submitted a letter urging the Governor to veto in 2022.
- S2125(Rivera): Passed the Senate, but no same as; Relates to the definition of the "look-back" period for the determination of eligibility of an individual for medical assistance benefits.