

ENROLLED ACT NO. 131, HOUSE OF REPRESENTATIVES

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2003 GENERAL SESSION

AN ACT relating to a Wyoming senior services board; creating a board, providing for membership and duties of the board; specifying the distribution of funds; authorizing rules and regulations; requiring reports; providing definitions; providing an appropriation; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 9-2-1210 through 9-2-1215 are created to read:

9-2-1210. Wyoming senior services board created.

There is created the Wyoming senior services board. The board shall consult with the division on aging to determine the award of grants under W.S. 9-2-1214.

9-2-1211. Wyoming senior services board; members; expenses.

(a) The Wyoming senior services board shall consist of seven (7) members, as follows:

(i) The administrator of the division on aging within the department of health or his designee;

(ii) One (1) member of the advisory council on aging appointed by the governor;

(iii) Three (3) persons who are senior citizens appointed by the governor;

(iv) Two (2) members at large appointed by the governor.

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(b) The terms of members appointed under paragraphs (a)(ii) through (iv) of this section shall be for four (4) years. Of the initial appointees under paragraph (a)(iii) of this section, two (2) members shall be appointed for two (2) years and one (1) member shall be appointed for four (4) years and of the initial appointees under paragraph (a)(iv) of this section, one (1) member shall be appointed for two (2) years and one (1) member shall be appointed for four (4) years. The governor may remove any member appointed under paragraph (a)(ii) through (iv) of this section as provided in W.S. 9-1-202. A vacancy on the board shall be filled for the balance of the unexpired term. The board shall select one (1) of its members to serve as chairman.

(c) The board shall meet not less than two (2) times each year. Members shall serve without compensation but shall be reimbursed for expenses incurred in the performance of their official duties in the manner and amounts provided by law for state employees. Members who are government employees or public officials shall be considered on official business of their agency when performing duties as members of the board.

9-2-1212. Board; duties and responsibilities.

(a) The Wyoming senior services board shall:

(i) Review innovative program grants and grant proposals;

(ii) Approve criteria for grant categories and grant applications through rules and regulations promulgated by the division on aging to meet the following public purposes:

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(A) To meet the demands of Wyoming's growing elderly population;

(B) To enhance services to Wyoming's senior citizens;

(C) To strengthen the opportunity for senior citizens to age in the least restrictive environment possible;

(D) To be cost effective in the provision of services to senior citizens;

(E) To promote compliance with federal and state mandates requiring placement of people in the least restrictive environment; and

(F) To supplement and enhance existing programs providing services to senior citizens in the state.

(iii) Review and monitor the expenditure of monies awarded under W.S. 9-2-1214;

(iv) In consultation with the division on aging, promulgate reasonable rules and regulations in accordance with the Wyoming Administrative Procedure Act to implement the provisions of W.S. 9-2-1210 through 9-2-1215; and

(v) Consider other necessary matters.

(b) In fulfilling its duties under subsection (a) of this section, the board shall:

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(i) Consult with the division on aging and the advisory council on aging appointed pursuant to W.S. 9-2-1206, as necessary;

(ii) Consider and may accept federal grants and other contributions, grants, gifts, bequests and donations from any source.

9-2-1213. Division on aging; duties.

(a) The division on aging shall:

(i) Maintain, manage and be responsible for the distribution of the funds appropriated for distribution under W.S. 9-2-1214;

(ii) Disburse the funds appropriated in accordance with awards made by the board pursuant to W.S. 9-2-1214.

9-2-1214. Disbursement of grants.

(a) From the funds available for distribution, the board may award grants to senior centers throughout the state to support the purposes specified in W.S. 9-2-1212(a)(ii). The division on aging shall disburse the funds in accordance with awards made by the board under this section.

(b) Notwithstanding W.S. 9-4-207, unobligated or unencumbered funds retained by the division on aging under this section shall not lapse at the end of a fiscal period and shall remain available for distribution as provided in this section.

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(c) The board, in consultation with the division on aging, shall by rule and regulation establish a formula for distribution of funds available for distribution under this section as follows:

(i) Each eligible senior center in the state may receive a basic grant of twenty thousand dollars (\$20,000.00) from the funds available for distribution;

(ii) Of the amounts remaining after the basic grants are awarded, the board shall award seventy-five percent (75%) for grants to eligible senior centers based on the formula developed by the division on aging and approved by the board and twenty-five percent (25%) to eligible senior centers based on innovative grant proposals.

9-2-1215. Biennial report by board.

Beginning September 1, 2003, the board shall report to the division on aging, the governor and the joint labor, health and social services interim committee no later than September 1 of each odd-numbered year with respect to the grants awarded, and how those grants have benefited senior citizens in the state.

Section 2. W.S. 9-2-1201(a) is amended to read:

9-2-1201. Definitions.

(a) As used in this act:

(i) "Board" means the Wyoming senior services advisory board created by W.S. 9-2-1211;

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(ii) "Division on aging" means the division within the Wyoming department of health designated pursuant to W.S. 9-2-1302(a)(iv);

(iii) "Eligible senior center" means an organization that receives funds under the federal administration on aging Title IIIB supportive services program or Title IIIC nutrition program, excluding organizations that only receive Title IIIB supportive services funds used exclusively for transportation. The term "eligible senior center" may include a community facility or statewide service, which is the focal point for providing a broad spectrum of services including health, mental health, social, nutritional, recreational and educational services for senior citizens;

~~(i)(iv)~~ "Senior citizen" means any person sixty (60) years of age or older;

~~(ii)(v)~~ "This act" means W.S. 9-2-1201 through ~~9-2-1208~~ 9-2-1215.

Section 3. There is appropriated one million seven hundred fifty thousand dollars (\$1,750,000.00) from the general fund to the division on aging to administer the Wyoming senior services board and to provide grants authorized by this act for the fiscal year beginning July 1, 2003.

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Section 4. This act is effective July 1, 2003.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk