

**JOINT LEGISLATIVE COMMITTEE
AGING AND ADULT SERVICES**

Minutes

**Wednesday, January 17, 2017, 9:00 a.m. to 10:00 am
1650 Mission Street, 5th Floor, Golden Gate Conference Room**

Call to Order:

Co-chair called the meeting to order

Roll Call:

Approval of Agenda:

Approval of Minutes:

Legislative Reports:

California Senior Legislature

New Business:

- February 16, is the last day to introduce new bills.
- Joint Rule 56 “Bills introduced in the first year of the regular session and passed by the house of origin on or before January 31st the constitutional deadline are “carryover bills.” Immediately after January 31, bills introduced in the first year of the regular that do not become “carryover bills;’ shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate, respectively.”
- Joint Rule 56 applied to many of the bills noted below.

Old Business:

- Elder and Dependent Adult Abuse which would have added the preponderance of evidence to elder abuse cases. (AB 859 Eggman)—veto message by Governor Brown:
To the Members of the California State Assembly: "I am returning Assembly Bill 859 without my signature. This bill lowers the standard of proof for claims of elder physical abuse or neglect made against a skilled nursing facility or residential care facility for the elderly when a judge has found intentional destruction of evidence. Intentional destruction or concealment of evidence, known as spoliation, is illegal. Currently when judges find

spoliation, they have numerous sanctions at their disposal which they can impose against an offending party. In appropriate circumstances, this will facilitate establishing a claim of abuse. Accordingly, I don't believe changing the standard of proof is warranted. Sincerely, Edmund G. Brown Jr."

- Nursing Home regulations scaled back by the President Trump Administration.
 - According to New York Times reporting “The administration is scaling back the use of fines against nursing homes that harm residents...”. Regulators will be discouraged from fining nursing homes.
 - These are Medicare protocols.
 - The scale back was requested by the industry.

ANNOUNCEMENTS:

NEXT JOINT LEGISLATIVE COMMITTEE MEETING:

Meeting was ADJOURNED at 10:03 am