

AMENDMENTS TO LB737

Introduced by Rountree, 3.

1 1. Strike the original sections and insert the following new
2 sections:

3 **Section 1.** Section 81-6,122, Reissue Revised Statutes of Nebraska,
4 is amended to read:

5 81-6,122 (1) The Department of Health and Human Services shall, in
6 collaboration with the Department of Correctional Services, the
7 Department of Economic Development, the Department of Labor, the
8 Department of Transportation, the Department of Veterans' Affairs, the
9 State Department of Education, the University of Nebraska, and the Equal
10 Opportunity Commission, develop a comprehensive strategic plan for
11 providing services to qualified persons with disabilities in the most
12 integrated community-based settings pursuant to the Olmstead decision.

13 (2) The chief executive officer of the Department of Health and
14 Human Services shall convene a team to:

15 (a) Develop the strategic plan described in subsection (1) of this
16 section;

17 (b) Appoint and convene a stakeholder advisory committee to assist
18 in the review and development of the strategic plan, such committee
19 members to include a representative from the State Advisory Committee on
20 Mental Health Services, the Advisory Committee on Developmental
21 Disabilities, the Nebraska Statewide Independent Living Council, the
22 Nebraska Planning Council on Developmental Disabilities, the Division of
23 Rehabilitation Services in the State Department of Education, the Public
24 Service Commission, the Commission for the Deaf and Hard of Hearing, the
25 Commission for the Blind and Visually Impaired, a housing authority in a
26 city of the first or second class and a housing authority in a city of
27 the primary or metropolitan class, the Assistive Technology Partnership,

1 the protection and advocacy system for Nebraska, an assisted-living
2 organization, the behavioral health regions, mental health practitioners,
3 developmental disability service providers, an organization that
4 advocates for persons with developmental disabilities, an organization
5 that advocates for persons with mental illness, an organization that
6 advocates for persons with brain injuries, and an area agency on aging,
7 and including two persons with disabilities representing self-advocacy
8 organizations, and, at the department's discretion, other persons with
9 expertise in programs serving persons with disabilities;

10 (c) Arrange for consultation with an independent consultant to
11 assist with the continued analysis and revision of the strategic plan and
12 determine whether the benchmarks, deadlines, and timeframes are in
13 substantial compliance with the strategic plan;

14 (d) Provide continuing analysis of the strategic plan and a report
15 on the progress of the strategic plan and changes or revisions to the
16 Legislature by December 15, 2021, and every three years thereafter; and

17 (e) Provide the completed strategic plan to the Legislature and the
18 Governor by December 15, 2019.

19 (3) The reports and completed plan shall be submitted electronically
20 to the Legislature.

21 (4)(a) On or before October 1 of each year, the Health and Human
22 Services Committee of the Legislature and the Urban Affairs Committee of
23 the Legislature shall:

24 (i) Hold a joint public hearing to assess (A) the progress of the
25 Olmstead plan during the previous calendar year in the areas of housing,
26 employment, education, community supports, and transportation, and (B)
27 potential legislative solutions; and

28 (ii) Electronically submit a report of the findings to the Clerk of
29 the Legislature no later than December 31 of each year.

30 (b) Nothing in this subsection (4) shall be construed to require the
31 Department of Health and Human Services to provide the Health and Human

1 Services Committee of the Legislature and the Urban Affairs Committee of
2 the Legislature the report required by subdivision (2)(d) of this
3 section.

4 **Sec. 2.** Original section 81-6,122, Reissue Revised Statutes of
5 Nebraska, is repealed.