

AMENDMENTS TO LB752

(Amendments to Standing Committee amendments, AM1918)

Introduced by DeBoer, 10.

1           1. Insert the following new sections:

2           Sec. 27. Sections 27 to 33 of this act shall be known and may be  
3 cited as the Alzheimer's Disease and Other Dementia Support Act.

4           Sec. 28. The Legislature hereby finds and declares that Alzheimer's  
5 and other dementia are of significant concern to the State of Nebraska,  
6 and that the Legislature and the state would benefit from a more  
7 coordinated approach to addressing Alzheimer's disease and other  
8 dementia.

9           Sec. 29. For purposes of the Alzheimer's Disease and Other Dementia  
10 Support Act:

11           (1) Council means the Alzheimer's Disease and Other Dementia  
12 Advisory Council; and

13           (2) Department means the Department of Health and Human Services.

14           Sec. 30. (1) The Alzheimer's Disease and Other Dementia Advisory  
15 Council is created and shall include:

16           (a) Twelve voting members appointed by the Governor. The voting  
17 members shall consist of: (i) An individual living with Alzheimer's  
18 disease or another dementia or a family member of such an individual;  
19 (ii) an individual who is the family caregiver of an individual living  
20 with Alzheimer's disease or another dementia; (iii) an individual who  
21 represents nursing homes; (iv) an individual who represents assisted-  
22 living facilities; (v) an individual who represents providers of adult  
23 day care services; (vi) an individual who represents home care providers;  
24 (vii) a medical professional who has experience diagnosing and treating  
25 Alzheimer's disease; (viii) an individual who conducts research regarding  
26 Alzheimer's disease or other dementia; (ix) an individual who represents

1 a leading, nationwide organization that advocates on behalf of  
2 individuals living with Alzheimer's disease or other dementia; (x) an  
3 individual who represents an area agency on aging; (xi) an individual  
4 representing an organization that advocates for older adults; and (xii)  
5 an individual with experience or expertise in the area of the specific  
6 needs of individuals with intellectual and developmental disabilities and  
7 Alzheimer's disease or other dementia; and

8 (b) Five nonvoting members. The nonvoting members shall consist of:  
9 (i) The Director of Public Health or the director's designee; (ii) the  
10 Director of Medicaid and Long-Term Care or the director's designee; (iii)  
11 a representative of the State Unit on Aging of the Division of Medicaid  
12 and Long-Term Care designated by the Director of Medicaid and Long-Term  
13 Care; (iv) a representative of the Nebraska Workforce Development Board  
14 designated by the board; and (v) the state long-term care ombudsman or  
15 the ombudsman's designee.

16 (2) The Governor shall make the appointments within ninety days  
17 after the effective date of this act. Vacancies shall be filled in the  
18 same manner as the original appointments.

19 (3) The voting members of the council shall serve for a term of four  
20 years. A voting member may be reappointed to one additional term of four  
21 years.

22 (4) Members of the council shall select the chairperson and vice-  
23 chairperson who shall not be employees of the state and may serve in such  
24 role for up to four consecutive years. The Director of Public Health or  
25 the director's designee shall call and preside over the first meeting  
26 until a chairperson is selected. Thereafter, the council shall meet at  
27 least quarterly at the call of the chairperson. A majority of the voting  
28 members shall constitute a quorum for the conduct of meetings.

29 (5) The council shall hold its first meeting not later than thirty  
30 days after the appointment of its members and shall hold subsequent  
31 meetings at least once every calendar quarter.

1       (6) Members shall serve on the council without compensation but  
2 shall be compensated for expenses incurred for such service.

3       (7) The department shall provide staff and support to the council as  
4 necessary to assist the council in the performance of its duties.

5       Sec. 31. (1) The purpose of the council shall be to examine (a) the  
6 needs of individuals living with Alzheimer's disease or other dementia,  
7 (b) the services available in the state for those individuals and their  
8 family caregivers, and (c) the ability of health care providers and  
9 facilities to meet the current and future needs of such individuals.

10       (2) The council shall collaborate with the department and other  
11 state departments as needed to gather input on issues and strategies that  
12 pertain to Alzheimer's disease and other dementia and identify proactive  
13 approaches on public health, workforce, caregiver support, and care  
14 delivery. The council shall monitor analysis, policy development, and  
15 program implementation related to Alzheimer's disease and other dementia.

16       Sec. 32. The council shall consider and make findings and  
17 recommendations on the following topics:

18       (1) Trends in the state's Alzheimer's disease and other dementia  
19 populations and service needs, including:

20       (a) The state's role in providing or facilitating long-term care,  
21 family caregiver support, and assistance to those with early-stage or  
22 early-onset Alzheimer's disease or other dementia;

23       (b) The state's policies regarding individuals with Alzheimer's  
24 disease or other dementia;

25       (c) The fiscal impact of Alzheimer's disease and other dementia on  
26 publicly funded health care programs; and

27       (d) The establishment of a surveillance system to better determine  
28 the number of individuals diagnosed with Alzheimer's disease or other  
29 dementia and to monitor changes to such numbers;

30       (2) Existing resources, services, and capacity relating to the  
31 diagnosis and care of individuals living with Alzheimer's disease or

1 other dementia, including:

2 (a) The type, cost, and availability of dementia care services;

3 (b) The availability of health care workers who can serve people  
4 with dementia, including, but not limited to, neurologists,  
5 geriatricians, and direct care workers;

6 (c) Dementia-specific training requirements for public and private  
7 employees who interact with people living with Alzheimer's disease or  
8 other dementia which shall include, but not be limited to, long-term care  
9 workers, case managers, adult protective services, law enforcement, and  
10 first responders;

11 (d) Home and community-based services, including respite care for  
12 individuals exhibiting symptoms of Alzheimer's disease or other dementia  
13 and their families;

14 (e) Quality care measures for home and community-based services and  
15 residential care facilities; and

16 (f) State-supported Alzheimer's disease and other dementia research  
17 conducted at universities located in this state; and

18 (3) Policies and strategies that address the following:

19 (a) Increasing public awareness of Alzheimer's disease and other  
20 dementia;

21 (b) Educating providers to increase early detection and diagnosis of  
22 Alzheimer's disease and other dementia;

23 (c) Improving the health care received by individuals diagnosed with  
24 Alzheimer's disease or other dementia;

25 (d) Evaluating the capacity of the health care system in meeting the  
26 growing number and needs of those with Alzheimer's disease and other  
27 dementia;

28 (e) Increasing the number of health care professionals necessary to  
29 treat the growing aging and Alzheimer's disease and dementia populations;

30 (f) Improving services provided in the home and community to delay  
31 and decrease the need for institutionalized care for individuals with

1 Alzheimer's disease or other dementia;

2 (g) Improving long-term care, including assisted living, for those  
3 with Alzheimer's disease or other dementia;

4 (h) Assisting unpaid Alzheimer's disease or dementia caregivers;

5 (i) Increasing and improving research on Alzheimer's disease and  
6 other dementia;

7 (j) Promoting activities to maintain and improve brain health;

8 (k) Improving the collection of data and information related to  
9 Alzheimer's disease and other dementia and the resulting public health  
10 burdens;

11 (l) Improving public safety and addressing the safety-related needs  
12 of those with Alzheimer's disease or other dementia;

13 (m) Addressing legal protections for, and legal issues faced by,  
14 individuals with Alzheimer's disease or other dementia; and

15 (n) Improving the ways in which the government evaluates and adopts  
16 policies to assist individuals diagnosed with Alzheimer's disease or  
17 other dementia and their families.

18 Sec. 33. (1)(a) No later than eighteen months after the effective  
19 date of this act, the council shall compile the findings and  
20 recommendations under the Alzheimer's Disease and Other Dementia Support  
21 Act and submit them as a State Alzheimer's Plan to the Legislature and  
22 the Governor.

23 (b) Every four years thereafter, the council shall issue an updated  
24 State Alzheimer's Plan addressing the items in sections 5 and 6 of this  
25 act and any other issues the council deems necessary and relevant toward  
26 addressing Alzheimer's disease and dementia in Nebraska.

27 (2) By October 1 of each year after the creation of the State  
28 Alzheimer's Plan, the council shall electronically submit to the  
29 Legislature and the Governor an annual report on the status of  
30 implementation of the State Alzheimer's Plan recommendations and any  
31 barriers to implementation.

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2. Renumber the remaining section accordingly.