

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 903

FINAL READING

Introduced by DeBoer, 10; McDonnell, 5.

Read first time January 04, 2024

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Alzheimer's Disease and Other Dementia
- 2 Advisory Council; to amend sections 71-564 and 71-567, Revised
- 3 Statutes Cumulative Supplement, 2022; to change provisions relating
- 4 to the membership of the council and the State Alzheimer's Plan; and
- 5 to repeal the original sections.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-564, Revised Statutes Cumulative Supplement,
2 2022, is amended to read:

3 71-564 (1) The Alzheimer's Disease and Other Dementia Advisory
4 Council is created and shall include:

5 (a) Twelve voting members appointed by the Governor. The voting
6 members shall consist of: (i) An individual living with Alzheimer's
7 disease or another dementia or a family member of such an individual;
8 (ii) an individual who is the family caregiver of an individual living
9 with Alzheimer's disease or another dementia; (iii) an individual who
10 represents nursing homes; (iv) an individual who represents assisted-
11 living facilities; (v) an individual who represents providers of adult
12 day care services; (vi) an individual who represents home care providers;
13 (vii) a medical professional who has experience diagnosing and treating
14 Alzheimer's disease; (viii) an individual who conducts research regarding
15 Alzheimer's disease or other dementia; (ix) an individual who represents
16 a leading, nationwide organization that advocates on behalf of
17 individuals living with Alzheimer's disease or other dementia; (x) an
18 individual who represents an area agency on aging; (xi) an individual
19 representing an organization that advocates for older adults; and (xii)
20 an individual with experience or expertise in the area of the specific
21 needs of individuals with intellectual and developmental disabilities and
22 Alzheimer's disease or other dementia; and

23 (b) Five nonvoting members. The nonvoting members shall consist of:
24 (i) The Director of Public Health or the director's designee; (ii) the
25 Director of Medicaid and Long-Term Care or the director's designee; (iii)
26 a representative of the State Unit on Aging of the Division of Medicaid
27 and Long-Term Care designated by the Director of Medicaid and Long-Term
28 Care; (iv) a representative of the Nebraska Workforce Development Board
29 designated by the board; and (v) the state long-term care ombudsman or
30 the ombudsman's designee.

31 (2) The terms of the initial members shall begin on the date of the

1 first meeting as called by the Director of Public Health and (a) one-
2 third shall serve for two-year terms, (b) one-third shall serve for
3 three-year terms, and (c) one-third shall serve for four-year terms,
4 including the chairperson and vice-chairperson. Thereafter all members
5 shall serve four-year terms. Members may not serve more than two
6 consecutive four-year terms. Vacancies shall be appointed by the Governor
7 in the same manner as described in subdivision (1)(a) of this section The
8 Governor shall make the appointments within ninety days after July 21,
9 2022. Vacancies shall be filled in the same manner as the original
10 appointments.

11 ~~(3) The voting members of the council shall serve for a term of four~~
12 ~~years. A voting member may be reappointed to one additional term of four~~
13 ~~years.~~

14 ~~(3)~~ (4) Members of the council shall select the chairperson and
15 vice-chairperson who shall not be employees of the state and may serve in
16 such role for up to four consecutive years. The Director of Public Health
17 or the director's designee shall call and preside over the first meeting
18 until a chairperson is selected. Thereafter, the council shall meet at
19 least quarterly at the call of the chairperson. A majority of the voting
20 members shall constitute a quorum for the conduct of meetings.

21 ~~(4)~~ (5) The council shall hold ~~its first meeting not later than~~
22 ~~thirty days after the appointment of its members and shall hold~~
23 ~~subsequent meetings at least once every calendar quarter.~~

24 ~~(5)~~ (6) Members shall serve on the council without compensation but
25 shall be compensated for expenses incurred for such service.

26 ~~(6)~~ (7) The department shall provide staff and support to the
27 council as necessary to assist the council in the performance of its
28 duties.

29 Sec. 2. Section 71-567, Revised Statutes Cumulative Supplement,
30 2022, is amended to read:

31 71-567 (1)(a) No later than December 31, 2024 ~~eighteen months after~~

1 ~~July 21, 2022~~, the council shall compile the findings and recommendations
2 under the Alzheimer's Disease and Other Dementia Support Act and submit
3 them as a State Alzheimer's Plan to the Legislature and the Governor.

4 (b) Every four years thereafter, the council shall issue an updated
5 State Alzheimer's Plan addressing the items in sections 71-565 and 71-566
6 and any other issues the council deems necessary and relevant toward
7 addressing Alzheimer's disease and dementia in Nebraska.

8 (2) By October 1 of each year after the creation of the State
9 Alzheimer's Plan, the council shall electronically submit to the
10 Legislature and the Governor an annual report on the status of
11 implementation of the State Alzheimer's Plan recommendations and any
12 barriers to implementation.

13 Sec. 3. Original sections 71-564 and 71-567, Revised Statutes
14 Cumulative Supplement, 2022, are repealed.