

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 2

By: Crain

4  
5  
6 AS INTRODUCED

7 An Act relating to Alzheimer's disease; creating the  
8 Advisory Council on the Effect of Alzheimer's Disease  
9 in Oklahoma; providing expiration date; stating  
10 purpose; providing for appointments; specifying date  
11 by which appointments are made; providing for  
12 vacancies; providing for designation of cochairs;  
13 specifying quorum; providing for meetings and  
14 staffing; stating that advisory council members shall  
15 receive no compensation; requiring examination of  
16 certain information; requiring report; providing  
17 renewal of plan under certain conditions; providing  
18 for codification; providing an effective date; and  
19 declaring an emergency.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 1-879.5 of Title 63, unless  
23 there is created a duplication in numbering, reads as follows:

24 A. There is hereby created to continue until September 1, 2015,  
the Advisory Council on the Effect of Alzheimer's Disease in  
Oklahoma. The purpose of the advisory council shall be to:

1. Review and revise the State Plan developed by the 2009  
Advisory Council on the Effect of Alzheimer's Disease in Oklahoma;  
and

1        2. Update the strategy to mobilize a state response to  
2 Alzheimer's disease.

3        B. The advisory council shall consist of eighteen (18) members,  
4 to be appointed as follows:

5        1. Four shall be appointed by the Speaker of the House of  
6 Representatives as follows:

7            a. one shall be a person who has been diagnosed with  
8 Alzheimer's disease,

9            b. one shall be a representative of the health care  
10 provider community,

11           c. one shall be a representative of the adult day  
12 services industry, and

13           d. one shall be a member of the House of Representatives;

14        2. Four shall be appointed by the President Pro Tempore of the  
15 Senate as follows:

16           a. one shall be a caregiver of a person with Alzheimer's  
17 disease,

18           b. one shall be a representative of the assisted living  
19 industry,

20           c. one shall be a scientist who specializes in  
21 Alzheimer's research, and

22           d. one shall be a member of the Senate;

23        3. Five shall be appointed by the Governor as follows:  
24

- a. one shall be a person living with Alzheimer's disease or other form of dementia,
- b. two shall be family members of persons living with Alzheimer's disease or other form of dementia,
- c. one shall be a representative of the nursing facility industry, and
- d. one shall be a person active in the state chapter of the Alzheimer's Association; and

4. Five shall be public sector representatives as follows:

- a. the Commissioner of the State Department of Health, or designee,
- b. the Director of the Department of Human Services, or designee,
- c. the Commissioner of the Department of Mental Health and Substance Abuse Services, or designee,
- d. the Chief Executive Officer of the Oklahoma Health Care Authority, or designee, and
- e. the Executive Director of the Oklahoma Employment Security Commission, or designee.

C. Appointments to the advisory council shall be made by September 1, 2015. Advisory council members shall serve at the pleasure of their appointing authorities. A vacancy on the advisory council shall be filled by the original appointing authority.

1 D. The Speaker of the House of Representatives and the  
2 President Pro Tempore of the Senate shall each designate a cochair  
3 from among the members of the advisory council. A majority of the  
4 members of the advisory council shall constitute a quorum to do  
5 business. The Department of Human Services shall provide staff  
6 support to the advisory council as necessary to assist the advisory  
7 council in the performance of its duties.

8 E. Members of the Advisory Council shall determine meeting  
9 dates. Members shall not be compensated for their service but may  
10 be reimbursed by their appointing authorities for necessary expenses  
11 incurred in the performance of their duties, as follows:

12 1. Legislative members may be reimbursed for their necessary  
13 travel expenses incurred in the performance of their duties in  
14 accordance with the provisions of Section 456 of Title 74 of the  
15 Oklahoma Statutes;

16 2. Nonlegislative members who are state officers or employees  
17 may be reimbursed by their respective agencies for their necessary  
18 travel expenses incurred in the performance of their duties in  
19 accordance with the provisions of the State Travel Reimbursement  
20 Act; and

21 3. Members who are not legislators or state officers or  
22 employees of the state may be reimbursed by their appointing  
23 authorities in accordance with the provisions of the State Travel  
24 Reimbursement Act.

1 F. The advisory council shall include an examination of the  
2 following in its assessment and recommendations:

3 1. State trends in the number of persons living with  
4 Alzheimer's disease and other forms of dementia and the needs of  
5 those persons;

6 2. The state's role in providing long-term care, family  
7 caregiver support, and other forms of assistance to persons with  
8 early-stage and early onset of Alzheimer's;

9 3. State policy regarding persons with Alzheimer's disease and  
10 developmental disabilities;

11 4. Existing services, resources, and capacity, including but  
12 not limited to the:

- 13 a. type, cost and availability of dementia services,
- 14 b. dementia-specific training requirements for long-term  
15 care staff,
- 16 c. quality care measures for residential care facilities,
- 17 d. capacity of public safety and law enforcement to  
18 respond to persons with Alzheimer's disease,
- 19 e. availability of home- and community-based resources  
20 for persons with Alzheimer's disease, including the  
21 availability of respite care for families,
- 22 f. inventory of long-term care dementia care units,

- 1           g.    adequacy and appropriateness of geriatric-psychiatric
- 2                    units for persons with behavior disorders associated
- 3                    with Alzheimer's and related dementia,
- 4           h.    assisted living residential options for persons with
- 5                    dementia, and
- 6           i.    state support of Alzheimer's research; and

7           5.    Update the 2009 Alzheimer's State Plan at least once every  
8 five (5) years, reporting on successes and developing needed state  
9 policies or responses, including but not limited to directions for  
10 the provision of clear and coordinated services and supports for  
11 persons and families living with Alzheimer's and related disorders  
12 and strategies to address identified gaps in services.

13           G.    The advisory council shall issue a report of its  
14 recommendations to the Legislature and the Governor no later than  
15 September 1, 2016, and annually every year thereafter.

16           H.    The Alzheimer's State Plan may be reviewed every five (5)  
17 years contingent on the approval of enabling legislation by the  
18 Legislature.

19           SECTION 2.   This act shall become effective August 1, 2015.

20           SECTION 3.   It being immediately necessary for the preservation  
21 of the public peace, health and safety, an emergency is hereby  
22 declared to exist, by reason whereof this act shall take effect and  
23 be in full force from and after its passage and approval.

24           55-1-32           JAM           11/18/2014 9:12:53 AM