

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE JOINT MEMORIAL 83

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

J. Paul Taylor

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

A JOINT MEMORIAL

REQUESTING THE INTERAGENCY COMMITTEE ON LONG-TERM CARE TO INCREASE ITS MEMBERSHIP TO INCLUDE REPRESENTATION FROM AFFECTED POPULATIONS.

WHEREAS, the interagency committee on long-term care has been discussing long-term care issues in New Mexico for approximately six years; and

WHEREAS, long-term care issues affect many populations, including the aged, the disabled, the chronically ill, the mentally ill and others; and

WHEREAS, several departments of state government that are not now represented on this committee are involved in providing services to these populations; and

WHEREAS, no consumers or providers of services are represented on the interagency committee on long-term care;

underscored material = new
~~[bracketed material] = delete~~

underscored material = new
[bracketed material] = delete

1 and

2 WHEREAS, a plan to integrate chronic and long-term care
3 services into a coordinated continuum would improve service
4 delivery to affected populations and allow individuals to
5 choose to receive services in the most appropriate setting;

6 and

7 WHEREAS, the 1999 United States supreme court decision
8 commonly known as the *Olmstead* decision interprets Title 2 of
9 the Americans with Disabilities Act of 1990 to require states
10 to demonstrate that a comprehensive, effectively working plan
11 is in place for providing services to qualified individuals
12 with disabilities in the least restrictive setting possible;

13 and

14 WHEREAS, such a plan must include attention to
15 transportation and housing in order to create the reality of
16 independent living for many individuals with long-term
17 disabilities; and

18 WHEREAS, such a plan cannot be effectively developed or
19 implemented without input from the individuals served by the
20 plan and all providers of services to these individuals;

21 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
22 STATE OF NEW MEXICO that the interagency committee on long-
23 term care be requested to consider increasing its membership
24 to include representation from the community of low-income
25 disabled consumers and various disabilities advocacy

underscored material = new
[bracketed material] = delete

1 organizations as well as the New Mexico mortgage finance
2 authority, the state highway and transportation department and
3 the department of finance and administration; and

4 BE IT FURTHER RESOLVED that this committee's purpose be
5 expanded to address compliance with the *Olmstead* decision; and

6 BE IT FURTHER RESOLVED that this group report its
7 progress on this request, together with any legislative
8 recommendations, to the interim legislative health and human
9 services committee at its October 2002 meeting; and

10 BE IT FURTHER RESOLVED that copies of this memorial be
11 sent to the interagency committee on long-term care, the New
12 Mexico mortgage finance authority, the department of finance
13 and administration, the various appropriate consumer and
14 advocacy organizations and the interim legislative health and
15 human services committee.