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AN ACT

RELATING TO HEALTH CARE; CREATING THE ALZHEIMER'S DISEASE AND OTHER DEMENTIA ADVISORY COUNCIL; REQUIRING THE ALZHEIMER'S DISEASE AND OTHER DEMENTIA ADVISORY COUNCIL TO CREATE AN ALZHEIMER'S DISEASE AND OTHER DEMENTIA STATE PLAN.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. ALZHEIMER'S DISEASE AND OTHER DEMENTIA ADVISORY COUNCIL CREATED.--

A. The "Alzheimer's disease and other dementia advisory council" is created and shall be administratively attached to the aging and long-term services department. The Alzheimer's disease and other dementia advisory council consists of:

(1) the following eleven voting members:

(a) one individual living with Alzheimer's disease or other dementia or a relative of an individual living with Alzheimer's disease or other dementia;

(b) one individual who is related to and the caregiver of an individual living with Alzheimer's disease or other dementia;

(c) one individual who represents nursing homes;

(d) one individual who represents assisted living facilities;

1 (e) one individual who represents  
2 providers of adult daycare services;

3 (f) one individual who represents home  
4 care providers;

5 (g) one physician who has experience  
6 diagnosing and treating Alzheimer's disease;

7 (h) one individual who researches  
8 Alzheimer's disease or other dementia;

9 (i) one individual who represents a  
10 national organization that advocates on behalf of individuals  
11 living with Alzheimer's disease or other dementia;

12 (j) one individual who represents the  
13 area agencies on aging; and

14 (k) one individual who represents an  
15 organization that advocates for older adults; and

16 (2) the following four nonvoting members:

17 (a) the director of the division of  
18 health improvement of the department of health or the  
19 director's designee;

20 (b) the secretary of aging and long-  
21 term services or the secretary's designee;

22 (c) the director of the medical  
23 assistance division of the human services department or the  
24 director's designee; and

25 (d) the state long-term care ombudsman

1 or the ombudsman's designee.

2 B. Each voting member shall be appointed by the  
3 secretary of aging and long-term services and shall serve for  
4 a term of two years and until the voting member's successor  
5 is appointed and qualified. A voting member shall not serve  
6 more than two consecutive terms. The secretary of aging and  
7 long-term services shall appoint all eleven voting members no  
8 later than ninety days after the effective date of this 2023  
9 act.

10 C. Members of the Alzheimer's disease and other  
11 dementia advisory council are entitled to per diem and  
12 mileage pursuant to the Per Diem and Mileage Act but shall  
13 receive no other compensation for their services on the  
14 council.

15 D. Members of the Alzheimer's disease and other  
16 dementia advisory council shall select the chair and vice  
17 chair who shall not be employees of the state and may serve  
18 as chair and vice chair for up to two consecutive years. The  
19 council shall hold its first meeting no later than thirty  
20 days after the appointment of all eleven voting members and  
21 at least once every quarter after the initial meeting. For  
22 purposes of the initial meeting, the secretary of aging and  
23 long-term services or the secretary's designee shall call and  
24 preside over the meeting until a chair is selected.

25 E. A majority of the voting members shall

1 constitute a quorum of the Alzheimer's disease and other  
2 dementia advisory council.

3 SECTION 2. DUTIES--REPORTING REQUIREMENTS.--

4 A. The Alzheimer's disease and other dementia  
5 advisory council shall study the:

6 (1) needs of individuals living with  
7 Alzheimer's disease or other dementia;

8 (2) services available in the state for  
9 individuals with Alzheimer's disease and other dementia or  
10 their familial caregivers; and

11 (3) ability of health care providers and  
12 facilities to meet the current and future needs of  
13 individuals with Alzheimer's disease or other dementia.

14 B. The Alzheimer's disease and other dementia  
15 advisory council shall create an Alzheimer's disease and  
16 other dementia state plan that recommends strategies to  
17 improve Alzheimer's disease and other dementia care in New  
18 Mexico. The council shall submit the state plan to the  
19 legislative health and human services committee, the  
20 legislative finance committee and the office of the governor  
21 no later than July 1, 2026, and an updated state plan shall  
22 be submitted every four years after that. When creating or  
23 updating the state plan, the council shall consider and make  
24 findings and recommendations on:

25 (1) trends relating to the state's

1 populations of individuals with Alzheimer's disease and other  
2 dementia, including the:

3 (a) state's role in providing or  
4 facilitating long-term care, familial caregiver support and  
5 assistance to those with early-stage or early-onset  
6 Alzheimer's disease or other dementia;

7 (b) state's policies regarding  
8 individuals with Alzheimer's disease or other dementia;

9 (c) fiscal impact of Alzheimer's  
10 disease and other dementia;

11 (d) establishment of systems to better  
12 determine the number of individuals diagnosed with  
13 Alzheimer's disease or other dementia in the state;

14 (e) workforce of health care workers  
15 who are able to serve people with Alzheimer's disease or  
16 other dementia, including neurologists and direct care  
17 workers;

18 (f) availability and cost of various  
19 forms of dementia care services; and

20 (g) availability of home- and  
21 community-based services for individuals diagnosed with  
22 Alzheimer's disease or other dementia; and

23 (2) policies and strategies relating to:

24 (a) increasing public awareness of  
25 Alzheimer's disease and other dementia;

1 (b) educating providers on the early  
2 detection and diagnosis of Alzheimer's disease and other  
3 dementia;

4 (c) improving the health care received  
5 by individuals diagnosed with Alzheimer's disease and other  
6 dementia;

7 (d) improving long-term care, including  
8 assisted living, for those with Alzheimer's disease and other  
9 dementia;

10 (e) assisting unpaid caregivers for  
11 individuals with Alzheimer's disease and other dementia;

12 (f) increasing and improving research  
13 on Alzheimer's disease and other dementia; and

14 (g) improving ways in which the state  
15 evaluates and adopts policies to assist individuals diagnosed  
16 with Alzheimer's disease and other dementia and their  
17 families.

18 C. The Alzheimer's disease and other dementia  
19 advisory council shall monitor the progress of the  
20 implementation of the Alzheimer's disease and other dementia  
21 state plan recommendations. The council shall submit an  
22 annual report to the legislative health and human services  
23 committee, the legislative finance committee and the office of  
24 the governor on the status of the implementation of the state  
25 plan recommendations, including any barriers to

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