

ALZHEIMER'S STATE PLAN TASK FORCE

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Karen W. Morgan

House Sponsor: Carol Spackman Moss

LONG TITLE

General Description:

This bill establishes an Alzheimer's State Plan Task Force within the Division of Aging and Adult Services in the Department of Human Services.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Alzheimer's State Plan Task Force within the Division of Aging and Adult Services in the Department of Human Services;
- ▶ describes the membership of, and provides staff support for, the task force;
- ▶ provides that members of the task force are not entitled to compensation, but may receive per diem and travel expenses;
- ▶ provides that the task force does not go into effect until at least \$25,000 has been deposited into the Alzheimer's State Plan Task Force Restricted Account;
- ▶ addresses requirements relating to a quorum, actions, and meetings of the task force;
- ▶ describes the duties of the task force;
- ▶ requires the task force to complete its duties and submit a report on its findings and recommendations to the Health and Human Services Interim Committee on or before its November 2011 meeting; and
- ▶ creates the Alzheimer's State Plan Task Force Restricted Account.

Money Appropriated in this Bill:



28 This bill appropriates:

- 29 ▶ \$2,040, as a one-time ~~§~~ ~~[-nonlapsing]~~ ~~←§~~ appropriation, to the House;
- 30 ▶ \$2,040, as a one-time ~~§~~ ~~[-nonlapsing]~~ ~~←§~~ appropriation, to the Senate; and
- 31 ▶ \$20,920, as a one-time, nonlapsing appropriation, to the Division of Aging and

32 Adult Services ~~§~~ , subject to intent language stating that the \$20,920 shall be used, first for
 32a the expenses of the Alzheimer's State Plan Task Force, with the remaining money to be used by
 32b the Division of Aging and Adult Services to fund respite care for individuals with Alzheimer's
 32c disease or related dementia ~~←§~~ .

33 **Other Special Clauses:**

34 This bill is repealed on November 30, 2011.

35 **Uncodified Material Affected:**

36 ENACTS UNCODIFIED MATERIAL

37

38 *Be it enacted by the Legislature of the state of Utah:*

39 Section 1. **Definitions.**

40 As used in this bill:

- 41 (1) "Department" means the Department of Human Services.
- 42 (2) "Division" means the Division of Aging and Adult Services within the department.
- 43 (3) "Related dementia" includes:
- 44 (a) frontotemporal dementia;
- 45 (b) dementia with lewy bodies;
- 46 (c) vascular dementia;
- 47 (d) Creutzfeldt-Jakob Disease;
- 48 (e) Parkinson's disease;
- 49 (f) Huntington disease; and
- 50 (g) other dementia that is caused by a progressive degeneration of brain cells.
- 51 (4) "Task Force" means the Alzheimer's State Plan Task Force, created in Section 2 of
 52 this bill.

53 Section 2. **Alzheimer's State Plan Task Force -- Creation -- Membership --**

54 **Compensation -- Staff.**

55 (1) Subject to Subsection (5), there is created, within the division, the Alzheimer's
 56 State Plan Task Force, consisting of the following 20 members:

- 57 (a) each of the following, or a designee of each of the following:
- 58 (i) the lieutenant governor;

- 59 (ii) the executive director of the department;
60 (iii) the executive director of the Department of Health; and
61 (iv) the director of the division;
62 (b) a member of the House of Representatives, appointed by the Speaker of the House;
63 (c) a member of the Senate, appointed by the President of the Senate; and
64 (d) the following members appointed by the governor:
65 (i) an individual who has early stage Alzheimer's disease or related dementia;
66 (ii) an individual who provides care to a family member with Alzheimer's disease or
67 related dementia;
68 (iii) a licensed physician with experience in the diagnoses, treatment, and research of
69 Alzheimer's disease;
70 (iv) a representative of the Long-term Care Ombudsman Program within the
71 department;
72 (v) a representative of the personal home care profession;
73 (vi) two representatives of the long-term care profession, at least one who represents
74 secure care for individual's with Alzheimer's disease;
75 (vii) a representative of the adult day care services profession;
76 (viii) a representative of the insurance profession;
77 (ix) a representative of the area agencies on aging;
78 (x) an individual with expertise in the provision of health services and human services
79 to minorities;
80 (xi) a licensed attorney with experience in elder law; and
81 (xii) two representatives of one or more organizations that provide volunteer services
82 relating to the care and support of a person with Alzheimer's disease ~~§→ [, with priority being given~~
83 ~~to an organization that donates more than \$20,000 to the Alzheimer's State Plan Task Force~~
84 ~~Restricted Account] ←§ .~~
85 (2) A non-legislative member of the task force may not receive compensation or
86 benefits for the member's service, but may receive per diem and travel expenses in accordance
87 with:
88 (a) Section 63A-3-106;
89 (b) Section 63A-3-107; and

90 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
91 63A-3-107.

92 (3) Salaries and expenses of a legislator who is a member of the task force shall be paid
93 in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Expense and
94 Mileage Reimbursement for Authorized Legislative Meetings, Special Sessions, and Veto
95 Override Sessions.

96 (4) The department shall provide staff support to the task force.

97 (5) This section does not go into effect until at least \$25,000, in the form of donations
98 or grants, has been deposited into the Alzheimer's State Plan Task Force Restricted Account.

99 Section 3. **Quorum -- Meetings.**

100 (1) A majority of the members of the task force constitute a quorum.

101 (2) An action by a majority of a quorum present at a meeting constitutes action by the
102 task force.

103 (3) The task force shall hold at least six meetings including:

104 (a) an initial meeting;

105 (b) four meetings in different geographic regions of the state; and

106 (c) a concluding meeting.

107 Section 4. **Duties.**

108 (1) The task force shall:

109 (a) assess the current and future impact of Alzheimer's disease and related dementia on
110 residents of the state;

111 (b) determine the existing services and resources in the state that address the needs of
112 individuals with Alzheimer's disease and related dementia, and their families and caregivers;
113 and

114 (c) develop recommendations to respond to escalating needs for the services and
115 resources described in Subsection (1)(b).

116 (2) In fulfilling the duties described in Subsection (1), the task force shall examine:

117 (a) trends and needs in the state relating to populations with Alzheimer's disease or
118 related dementia, including:

119 (i) the state's role in the provision of long-term care;

120 (ii) family caregiver support;

- 121 (iii) the provision of early-stage diagnoses, assistance, support, and medical services;
122 (iv) younger onset of Alzheimer's disease or related dementia;
123 (v) ethnic populations at higher risk; and
124 (vi) risk reduction;
125 (b) existing services, resources, and capacity available to individuals with Alzheimer's
126 disease or related dementia, including:
127 (i) the type, cost, availability, and adequacy of services, including:
128 (A) home and community-based resources;
129 (B) respite care;
130 (C) residential long-term care; and
131 (D) geriatric-psychiatric units for individuals with associated behavioral disorders;
132 (ii) dementia-specific training requirements for individuals who are employed to
133 provide care to individuals with Alzheimer's disease or related dementia;
134 (iii) quality of care measures for services delivered across the continuum of care;
135 (iv) the capacity of public safety and law enforcement to respond to individuals with
136 Alzheimer's disease or related dementia; and
137 (v) state support to institutions of higher learning for research on Alzheimer's disease
138 or related dementia;
139 (c) the need for state policy or action in order to provide clear, coordinated services and
140 support to individuals with Alzheimer's disease or related dementia, and their families; and
141 (d) strategies to identify gaps in services.
- 142 **Section 5. Reporting.**
- 143 The task force shall complete its duties and submit a report on its findings and
144 recommendations to the Health and Human Services Interim Committee on or before the
145 committee's November 2011 meeting.
- 146 **Section 6. Alzheimer's State Plan Task Force Restricted Account.**
- 147 (1) There is created a restricted account within the General Fund known as the
148 "Alzheimer's State Plan Task Force Restricted Account."
- 149 (2) The account shall be funded by donations and grants from public or private entities.
150 (3) Funds in the account are nonlapsing.
151 (4) The Legislature shall appropriate funds from the account to fund the operation and

152 support of the task force, including per diem and travel expenses of non-legislative members
153 and salaries and expenses of legislative members.

154 ~~§→ [(5) Funds left in the account after paying the obligations under Subsection (4) shall be~~
155 ~~used by the department to fund respite care for individuals with Alzheimer's disease or related~~
156 ~~dementia.] ←§~~

157 Section 7. **Appropriation.**

158 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
159 following sums of money are appropriated from §→ resources not otherwise appropriated out of ←§
159a the funds or accounts indicated for the fiscal
160 year beginning July 1, 2010, and ending June 30, 2011. These appropriations are in addition to
161 the amounts previously appropriated for fiscal year 2011.

162 Item 1 To Legislature - House of Representatives

163 From Alzheimer's State Plan Task Force Restricted Account §→ , one-time ←§ \$2,040

164 Schedule of Programs:

165 Alzheimer's State Plan Task force \$2,040

166 ~~§→ [Under Section 63J-1-603, the Legislature intends that the \$2,040 appropriated by this~~
167 ~~item shall not lapse at the close of fiscal year 2011.] ←§~~

168 Item 2 To Legislature - Senate

169 From Alzheimer's State Plan Task Force Restricted Account §→ , one-time ←§ \$2,040

170 Schedule of Programs:

171 Alzheimer's State Plan Task force \$2,040

172 ~~§→ [Under Section 63J-1-603, the Legislature intends that the \$2,040 appropriated by this~~
173 ~~item shall not lapse at the close of fiscal year 2011.] ←§~~

174 Item 3 To Department of Human Services - Division of Aging and Adult Services

175 From Alzheimer's State Plan Task Force Restricted Account §→ , one-time ←§ \$20,920

176 Schedule of Programs:

177 Alzheimer's State Plan Task force \$20,920

178 Under Section 63J-1-603, the Legislature intends that the \$20,920 appropriated by this
179 item shall not lapse at the close of fiscal year 2011 §→ and shall be used, first for the expenses of
179a the Alzheimer's State Plan Task Force, with the remaining money to be used by the Division of
179b Aging and Adult Services to fund respite care for individuals with Alzheimer's disease or
179c related dementia ←§ .

180 Section 8. **Repeal date.**

181

This bill is repealed on November 30, 2011.

Legislative Review Note
as of 1-26-11 10:26 AM

Office of Legislative Research and General Counsel

FISCAL NOTE

S.B. 48

SHORT TITLE: Alzheimer's State Plan Task Force

SPONSOR: Morgan, K.

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

This bill appropriates to the Utah House of Representatives \$2,040, to the Utah State Senate \$2,040, and to the Division of Aging and Adult Services in the Department of Human Services \$20,920 one-time from the Alzheimer's State Plan Task Force Restricted Account for operation of the Alzheimer's State Plan Task Force beginning in FY 2011. The bill states that the provisions of the task force do not go into effect until at least \$25,000 in the form of donations or grants has been deposited into the Alzheimer's State Plan Task Force Restricted Account.

STATE BUDGET DETAIL TABLE

	FY 2011	FY 2012	FY 2013
Revenue:			
Restricted Funds	\$25,000	\$0	\$0
Total Revenue	\$25,000	\$0	\$0
Expenditure:			
Restricted Funds	\$25,000	\$0	\$0
Total Expenditure	\$25,000	\$0	\$0
Net Impact, All Funds (Rev.-Exp.)	\$0	\$0	\$0
Net Impact, General/Education Funds	\$0	\$0	\$0

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.