

The Legislature
of the
State of New Mexico

48th Legislature, Second Session

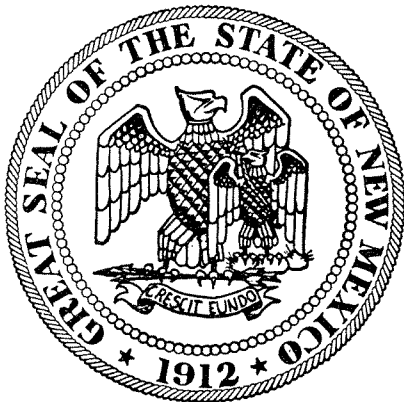
LAWS 2008

CHAPTER _____

SENATE RULES COMMITTEE SUBSTITUTE FOR

SENATE MEMORIAL 17

Introduced by



1 A MEMORIAL

2 URGING CONTINUED AND MEANINGFUL DISCUSSION AND CONSIDERATION
3 OF CONCERNS RAISED REGARDING THE DESIGN AND IMPLEMENTATION OF
4 THE COORDINATED LONG-TERM SERVICES PROGRAM.

5
6 WHEREAS, the human services department and the aging and
7 long-term services department have plans to implement a new
8 program of managed care for individuals receiving long-term
9 services, known as the coordinated long-term services
10 program, beginning on July 1, 2008; and

11 WHEREAS, persons receiving services provided in the
12 disabled and elderly waiver, the personal care option or
13 nursing facilities would be required to receive all medical
14 and long-term medicaid services through the coordinated
15 long-term services program; and

16 WHEREAS, concerns have been expressed by legislators,
17 consumers, providers, advocates and other stakeholders about
18 whether the coordinated long-term services program is
19 designed and will be implemented in such a way as to achieve
20 its stated goals, including:

21 A. whether the number of home- and community-based
22 waiver slots requested for coordinated long-term services
23 will be adequate to increase significantly the number of
24 people receiving community-based long-term services;

25 B. whether existing eligibility rules will

1 continue to limit access to community services in the
2 program;

3 C. how money follows the person will be
4 implemented in the program;

5 D. whether the capitated rates paid to the
6 program's managed care organizations will be adequate to
7 allow them to provide the services needed by individual
8 enrollees;

9 E. whether the program's rate structure will
10 provide appropriate incentives to serve individuals in the
11 community; and

12 F. whether implementation of the program will
13 succeed in reducing the waiting list and waiting times for
14 community-based waiver services; and

15 WHEREAS, the state should take significant steps to
16 ensure that managed care organizations provide prompt and
17 appropriate services to individuals who need long-term
18 services; and

19 WHEREAS, there has been limited involvement by the
20 legislature in development of the program; and

21 WHEREAS, advocates for seniors and persons with
22 disabilities have expressed serious and legitimate concerns
23 over whether the program, as designed, will increase access
24 to long-term services in the community rather than in
25 institutions;

1 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE
2 STATE OF NEW MEXICO that the human services department and
3 the aging and long-term services department address the
4 concerns identified in this memorial prior to implementation
5 of coordinated long-term services; and

6 BE IT FURTHER RESOLVED that the two departments consult
7 in a regular and meaningful way with representatives of
8 providers and consumers on the design of the coordinated
9 long-term services program; and

10 BE IT FURTHER RESOLVED that the departments report
11 regularly to the appropriate interim legislative committee
12 concerned with health and human services and to the
13 legislative finance committee on progress in addressing the
14 issues set forth in this memorial; and

15 BE IT FURTHER RESOLVED that the departments also
16 regularly report on the numbers of clients in home- and
17 community-based waiver services, persons receiving personal
18 care option services, the numbers of persons in nursing homes
19 and describe any other services provided through the
20 coordinated long-term services program and the number of
21 people receiving those services; and

22 BE IT FURTHER RESOLVED that copies of this memorial be
23 transmitted to the chairs of the interim legislative finance
24 and health and human services committees and to the
25 secretaries of human services and aging and long-term

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services. _____

SEARCHED INDEXED
SERIALIZED FILED

s/Diane D. Denish
Diane D. Denish, President
Senate

s/Lenore M. Naranjo
Lenore M. Naranjo, Chief Clerk
Senate