

1 SENATE HEALTH AND PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
2 SENATE BILL 190

3 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

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10 AN ACT

11 RELATING TO DISABILITY; AMENDING AND ENACTING SECTIONS OF THE
12 DEVELOPMENTAL DISABILITIES ACT TO MAKE CHANGES TO THE
13 DEVELOPMENTAL DISABILITIES PLANNING COUNCIL MEMBERSHIP, PURPOSE
14 AND DUTIES; RENAMING THE DEVELOPMENTAL DISABILITIES PLANNING
15 COUNCIL AS THE DEVELOPMENTAL DISABILITIES COUNCIL.

16
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

18 SECTION 1. Section 28-16A-1 NMSA 1978 (being Laws 1993,
19 Chapter 50, Section 1) is amended to read:

20 "28-16A-1. SHORT TITLE.--~~[Sections 1 through 18 of this~~
21 ~~act]~~ Chapter 28, Article 16A NMSA 1978 may be cited as the
22 "Developmental Disabilities Act"."

23 SECTION 2. Section 28-16A-2 NMSA 1978 (being Laws 1993,
24 Chapter 50, Section 2) is amended to read:

25 "28-16A-2. LEGISLATIVE PURPOSE.--

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1 A. It is the purpose of the legislature in enacting
2 the Developmental Disabilities Act to promote opportunities for
3 all persons with developmental disabilities to live, work and
4 participate with their peers in New Mexico communities.

5 Priority shall be given to the development and implementation
6 of support and services for persons with developmental
7 disabilities that will enable and encourage them to:

8 (1) exert control and choice over their own
9 lives;

10 (2) achieve their greatest potential for
11 independent and productive living by participating in inclusive
12 community activities; and

13 (3) live in their own homes and apartments or
14 in facilities located within their own communities and in
15 contact with other persons living in their communities.

16 B. An additional purpose of the legislature in
17 enacting the Developmental Disabilities Act is to ensure that
18 individuals with developmental disabilities and their families
19 participate in the design of and have access to needed
20 community services, individualized supports and other forms of
21 assistance that promote self-determination, independence,
22 productivity and integration and inclusion in all facets of
23 community life, through culturally competent programs.

24 C. The Developmental Disabilities Act authorizes
25 the council to engage in advocacy, capacity building and

1 systemic change activities that:

2 (1) are consistent with the purpose described
3 in this section and the policy described in this section; and

4 (2) contribute to a coordinated, consumer- and
5 family-centered, consumer- and family-directed comprehensive
6 system that includes needed community services, individualized
7 supports and other forms of assistance that promote
8 self-determination for individuals with developmental
9 disabilities and their families.

10 ~~[B.]~~ D. The Developmental Disabilities Act
11 authorizes the department to plan, provide and coordinate
12 support and services to persons with developmental
13 disabilities."

14 **SECTION 3.** Section 28-16A-3 NMSA 1978 (being Laws 1993,
15 Chapter 50, Section 3) is amended to read:

16 "28-16A-3. DEFINITIONS.--As used in the Developmental
17 Disabilities Act:

18 A. "assessment" means a process for measuring and
19 determining a person's strengths, needs and preferences to
20 determine eligibility for support and services and to develop
21 or modify an individual support and service plan;

22 B. "case management" means a process that:

23 (1) assists a person with a developmental
24 disability to know and understand [his] the person's choices
25 and rights and to obtain support and services that the person

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1 is eligible to receive and that [~~is~~] are reflected in the
2 individual support and service plan; and

3 (2) monitors the provision of support and
4 services received by [~~the~~] a person with a developmental
5 disability;

6 C. "comprehensive review and analysis" means the
7 comprehensive review and analysis conducted pursuant to
8 Subsection A of Section 28-16A-7 NMSA 1978;

9 D. "council" means the developmental disabilities
10 council;

11 [~~E.~~] E. "department" means the department of
12 health;

13 [~~D.~~] F. "diagnostic evaluation" means an empirical
14 process that determines if, and to what degree, a person has a
15 developmental deficiency and the type of intervention and
16 services that are needed for the person and that person's
17 family;

18 [~~E.~~] G. "inclusive" means using the same community
19 resources that are used by and available to all citizens and
20 developing relationships with nonpaid caregivers or recipients
21 of support and services for persons with developmental
22 disabilities;

23 [~~F.~~] H. "individual support and service plan" means
24 a plan developed by an interdisciplinary team and agreed to by
25 a person with a developmental disability, or by a parent of a

1 minor or a legal guardian, as appropriate, that describes the
 2 combination and sequence of special, interdisciplinary or
 3 generic care, treatment or other support and services that are
 4 needed and desired by a person with a developmental disability;

5 ~~[G.]~~ I. "interdisciplinary team" means a group of
 6 persons drawn from or representing professions that are
 7 relevant to identifying the needs of a person with a
 8 developmental disability and designing a program to meet that
 9 person's needs. The team shall include the person with a
 10 developmental disability, the parent of a minor child or a
 11 legal guardian, as appropriate;

12 J. "self-determination" means individuals with
 13 developmental disabilities who, with appropriate assistance,
 14 have:

15 (1) the ability and opportunity to communicate
 16 and make personal decisions;

17 (2) the ability and opportunity to communicate
 18 choices and exercise control over the type and intensity of
 19 services, supports and other assistance the individuals
 20 receive;

21 (3) the authority to control resources to
 22 obtain needed services, supports and other assistance;

23 (4) opportunities to participate in, and
 24 contribute to, their communities; and

25 (5) support, including financial support, to

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1 advocate for themselves and others, to develop leadership
2 skills through training in self-advocacy, to participate in
3 coalitions, to educate policymakers and to play a role in the
4 development of public policies that affect individuals with
5 developmental disabilities; and

6 [H.] K. "service provider" means a nonprofit
7 corporation, tribal government or ~~[tribal]~~ tribal organization,
8 unit of local government or other organization that has entered
9 into a contract or provider agreement with the department for
10 the purpose of providing developmental disabilities support and
11 services."

12 SECTION 4. Section 28-16A-4 NMSA 1978 (being Laws 1993,
13 Chapter 50, Section 4) is amended to read:

14 "28-16A-4. DEVELOPMENTAL DISABILITIES ~~[PLANNING]~~
15 COUNCIL--CREATION--MEMBERSHIP--TERMS.--

16 A. The "developmental disabilities ~~[planning]~~
17 council" is created in accordance with the federal
18 Developmental Disabilities Assistance and Bill of Rights Act.
19 The ~~[developmental disabilities planning]~~ council shall be an
20 adjunct agency as provided in the Executive Reorganization Act.

21 B. The ~~[developmental disabilities planning]~~
22 council shall consist of no fewer than ~~[eighteen]~~ twenty-five
23 members ~~[at least half of whom shall be persons with~~
24 ~~developmental disabilities or parents, immediate relatives or~~
25 ~~legal guardians of persons with developmental disabilities].~~

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1 The ~~[developmental disabilities planning]~~ council shall
 2 include:

3 (1) members, provided that no member shall be
 4 an employee, or someone who manages employees, of a state
 5 agency that receives funds to provide developmental
 6 disabilities supports and services, comprising at least sixty
 7 percent of the council's membership, one-third of whom are
 8 individuals with developmental disabilities, one-third of whom
 9 are parents, immediate relatives or legal guardians of
 10 individuals with developmental disabilities and one-third of
 11 whom are a combination of individuals with developmental
 12 disabilities, parents or guardians of children with
 13 developmental disabilities or immediate relatives or guardians
 14 of adults with mentally impairing developmental disabilities
 15 who cannot advocate for themselves, including at least one
 16 individual who shall be:

17 (a) the immediate relative or guardian
 18 of an individual with a developmental disability who resides or
 19 previously resided in an institution; or

20 (b) an individual with a developmental
 21 disability who resides or previously resided in an institution;

22 ~~[(1)]~~ (2) the secretary of health, or ~~[his]~~
 23 the secretary's designee;

24 ~~[(2)]~~ (3) the secretary of human services, or
 25 ~~[his]~~ the secretary's designee;

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1 ~~[(3)]~~ (4) the secretary of children, youth and
2 families, or ~~[his]~~ the secretary's designee;

3 ~~[(4)]~~ (5) the ~~[director]~~ secretary of ~~[the~~
4 ~~state agency on aging, or his]~~ aging and long-term services, or
5 the secretary's designee;

6 ~~[(5)]~~ ~~two directors from the state department~~
7 ~~of]~~

8 (6) the secretary of public education;
9 ~~[including the vocational rehabilitation division]~~

10 (7) the director of the vocational
11 rehabilitation division of the public education department;

12 ~~[(6)]~~ (8) the director of the state protection
13 and advocacy system established pursuant to the federal
14 Developmental Disabilities Assistance and Bill of Rights Act;

15 ~~[(7)]~~ ~~representatives of institutions of post-~~
16 ~~secondary education;~~

17 ~~(8)~~ ~~representatives of each program~~
18 ~~established within institutions of post-secondary education~~
19 ~~pursuant to the federal Developmental Disabilities Assistance~~
20 ~~and Bill of Rights Act and~~

21 ~~(9)~~ ~~representatives of local government~~
22 ~~agencies, nongovernment agencies or nonprofit groups concerned~~
23 ~~with services to persons with developmental disabilities,~~
24 ~~including a service provider]~~

25 (9) the director of any entity within a state

1 institution of higher education designated as a university
 2 center for excellence in developmental disabilities education,
 3 research and service; and

4 (10) at all times, representatives of local
 5 and nongovernmental agencies and private nonprofit groups
 6 concerned with services for individuals with developmental
 7 disabilities in New Mexico.

8 C. The governor shall select the members of the
 9 council for appointment pursuant to Paragraphs (1) and (10) of
 10 Subsection B of this section after soliciting recommendations
 11 from organizations representing a broad range of individuals
 12 with developmental disabilities and individuals interested in
 13 individuals with developmental disabilities. The council may,
 14 at the initiative of the council or at the request of the
 15 governor, coordinate council and public input to the governor
 16 regarding all recommendations.

17 D. The membership of the council shall be
 18 geographically representative of the state and reflect the
 19 diversity of the state with respect to race and ethnicity.

20 ~~[G.]~~ E. Members, except for ex-officio members,
 21 shall be appointed by the governor for terms of three years.

22 F. The governor shall provide for rotation of the
 23 membership of the council. These provisions shall allow
 24 members to continue to serve on the council until those
 25 members' successors are appointed.

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1 G. The council shall notify the governor regarding
2 membership requirements of the council and shall notify the
3 governor when vacancies on the council remain unfilled for a
4 significant period of time.

5 H. Council members shall recuse themselves from any
6 discussion of grants or contracts for which such members'
7 departments, agencies or programs are grantees, contractors or
8 applicants. The council shall ensure that no council member
9 casts a vote on any matter that would provide direct financial
10 benefit to the member or otherwise give the appearance of a
11 conflict of interest."

12 SECTION 5. Section 28-16A-5 NMSA 1978 (being Laws 1993,
13 Chapter 50, Section 5) is amended to read:

14 "28-16A-5. POWERS AND DUTIES.--

15 A. The [~~developmental disabilities planning~~]
16 council shall:

17 ~~[(1) act as a planning and coordinating body~~
18 ~~for persons with developmental disabilities;~~

19 (2)] (1) provide statewide advocacy [systems]
20 for persons with developmental disabilities;

21 ~~[(3) work with appropriate state agencies to~~
22 ~~develop the developmental disabilities three-year plan as~~
23 ~~required by the federal Developmental Disabilities Assistance~~
24 ~~and Bill of Rights Act;~~

25 (4) ~~monitor and evaluate the implementation of~~

1 ~~the developmental disabilities state plan;~~

2 (2) develop and submit to the federal
 3 government the five-year plan for council activities and any
 4 amendments to the plan;

5 [~~5~~] (3) to the maximum extent feasible,
 6 review and comment on all state plans that relate to programs
 7 affecting persons with developmental disabilities;

8 [~~6~~] (4) submit to the secretary of the
 9 United States department of health and human services, through
 10 the office of the governor, periodic reports that the secretary
 11 may request;

12 [~~7~~] (5) advise the governor and the
 13 legislature about the needs of persons with developmental
 14 disabilities;

15 (6) hold all council meetings via video
 16 conference; and

17 [~~8~~] (7) carry out any other activities
 18 authorized or required by the provisions of the federal
 19 Developmental Disabilities Assistance and Bill of Rights Act of
 20 2000.

21 B. The [~~developmental disabilities planning~~]
 22 council is authorized to:

23 (1) award grants and enter into contracts to
 24 carry out its duties;

25 (2) seek funding from sources other than the

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1 state;

2 (3) create and support regional county or
3 local advisory councils; and

4 (4) provide training to persons with
5 developmental disabilities, their families and providers of
6 support and services through traineeships, sponsoring training
7 opportunities and by other means determined appropriate by the
8 [~~developmental disabilities planning~~] council."

9 SECTION 6. Section 28-16A-6 NMSA 1978 (being Laws 1993,
10 Chapter 50, Section 6) is amended to read:

11 "28-16A-6. ELIGIBILITY.--

12 A. For purposes of eligibility for support and
13 services [~~A.~~], "developmental disability" means a severe
14 chronic disability of [~~a person that~~] an individual, which
15 disability:

16 (1) is attributable to a mental or physical
17 impairment, including the result from trauma to the brain, or
18 combination of mental and physical impairments;

19 (2) is manifested before the person reaches
20 the age of twenty-two years;

21 (3) is expected to continue indefinitely;

22 (4) results in substantial functional
23 limitations in three or more of the following areas of major
24 life activity:

25 (a) self-care;

- 1 (b) receptive and expressive language;
- 2 (c) learning;
- 3 (d) mobility;
- 4 (e) self-direction;
- 5 (f) capacity for independent living; and
- 6 (g) economic self-sufficiency; and

7 (5) reflects the person's need for a
 8 combination and sequence of special, interdisciplinary or
 9 generic care treatment or other support and services that are
 10 of life-long or extended duration and are individually planned
 11 and coordinated.

12 B. ~~[are children]~~ A child, from birth through two
 13 years of age, who ~~[are]~~ is at risk for or ~~[have]~~ who has a
 14 developmental ~~[delays]~~ delay as defined by rules of the
 15 department ~~[These children are]~~ is eligible for early
 16 intervention services ~~[or]~~.

17 C. ~~[is a person]~~ An individual who is eligible for
 18 developmental disability supports and services based on any
 19 previous definition of developmental disability used by the
 20 state and ~~[is]~~ was receiving services on ~~[the effective date of~~
 21 ~~the Developmental Disabilities Act]~~ June 15, 1993 shall remain
 22 eligible for developmental disability supports and services.

23 However, ~~[children]~~ a child, from birth through age two who
 24 ~~[were]~~ is determined to be ~~[a]~~ at risk for or ~~[have]~~ who has a
 25 developmental ~~[delays are]~~ delay shall be eligible for early

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1 intervention services only, unless ~~[meeting]~~ the child meets
2 the criteria set forth in Subsection A of this section."

3 SECTION 7. Section 28-16A-7 NMSA 1978 (being Laws 1993,
4 Chapter 50, Section 7) is amended to read:

5 "28-16A-7. ~~[ASSESSMENT OF NEEDS OF PERSONS WITH~~
6 ~~DEVELOPMENTAL DISABILITIES]~~ COMPREHENSIVE REVIEW AND
7 ANALYSIS.--

8 A. ~~[In order to comply with the provisions of 42~~
9 ~~U.S.C. Section 6067]~~ The ~~[developmental disabilities planning]~~
10 council shall conduct a ~~[needs assessment of persons with~~
11 ~~developmental disabilities to determine]~~ comprehensive review
12 and analysis of the extent to which services, supports and
13 other assistance are available to individuals with
14 developmental disabilities and their families and the extent of
15 unmet need for services, supports and all other assistance for
16 those individuals and their families in the state. The results
17 of the comprehensive review and analysis shall include:

18 (1) the number of individuals with
19 developmental disabilities residing in New Mexico;

20 (2) the range and degree of severity of
21 ~~[their]~~ the disabilities of individuals with developmental
22 disabilities in New Mexico; and

23 ~~[(3) the present placement and support and~~
24 ~~services being received; and~~

25 ~~(4) the needs for support and services and the~~

~~extent that their needs are unserved or underserved]~~

(3) such other information and analysis required under federal law.

B. The findings of the ~~[assessment]~~ comprehensive review and analysis shall be ~~[included in the state plan for developmental disabilities services and support]~~ utilized in the development of the council's five-year plan.

C. ~~The [assessment shall be repeated]~~ council shall:

(1) repeat the comprehensive review and analysis at least every [two] five years, with a summary of the findings [distributed]; and

(2) distribute the comprehensive review and analysis and the summary of findings to relevant organizations, programs and agencies in the state."

SECTION 8. Section 28-16A-8 NMSA 1978 (being Laws 1993, Chapter 50, Section 8) is amended to read:

"28-16A-8. ~~[PLANNING FOR]~~ REPORTING ON COMMUNITY SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES.--[A. The developmental disabilities planning council shall coordinate, review and comment upon plans for services to persons with developmental disabilities developed by all major state agencies providing or funding services to persons with developmental disabilities based, to the greatest extent possible, upon the most recent needs assessment completed

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1 ~~pursuant to Section 7 of the Developmental Disabilities Act.~~
2 ~~B.] The department of health, the human services department,~~
3 ~~the [state department of] public education department, the~~
4 ~~vocational rehabilitation division of the [state department of]~~
5 ~~public education department, the children, youth and families~~
6 ~~department, the New Mexico school for the blind and visually~~
7 ~~[handicapped] impaired and the New Mexico school for the deaf~~
8 ~~shall [each submit a plan for support and services for persons~~
9 ~~with developmental and other disabilities within a reasonable~~
10 ~~time to allow for meaningful coordination, review and comment~~
11 ~~by the developmental disabilities planning council.~~

12 ~~G. Each plan shall define and provide for the~~
13 ~~support and services that are required within the scope of each~~
14 ~~respective agency's applicable federal and state laws and~~
15 ~~regulations. The goal of each plan is to enable persons with~~
16 ~~developmental disabilities to maximize their potential, live as~~
17 ~~independently as possible in their own homes and communities~~
18 ~~and achieve productive lives through involvement in inclusive~~
19 ~~service settings.] provide to the council, on an annual basis,~~
20 ~~information and data with respect to the actual or estimated~~
21 ~~number of individuals with developmental disabilities served by~~
22 ~~the agency, the type of services provided, any major changes in~~
23 ~~policies adopted in the previous year or anticipated in the~~
24 ~~coming year that have had or are expected to have a beneficial~~
25 ~~or deleterious effect on persons with developmental~~

1 disabilities and any gaps in eligibility or services that pose
2 a barrier to the provision of services needed by persons with
3 developmental disabilities."

4 SECTION 9. Section 28-16A-9 NMSA 1978 (being Laws 1993,
5 Chapter 50, Section 9) is amended to read:

6 "28-16A-9. INFORMATION AND REFERRAL SYSTEM--COORDINATION
7 AND CONTINUATION.--In order to coordinate information and
8 referral services and eliminate the duplication of effort, the
9 [~~developmental disabilities planning~~] council shall provide
10 information and referral services for persons with
11 disabilities, their families, providers of support and services
12 and local and state agencies, including:

- 13 A. the human services department;
- 14 B. the department of health;
- 15 C. the [~~state department of~~] public education
16 department and its vocational rehabilitation division;
- 17 D. the New Mexico school for the deaf;
- 18 E. the New Mexico school for the blind and visually
19 [~~handicapped~~] impaired;
- 20 F. the Carrie Tingley crippled children's hospital;
- 21 and
- 22 G. the children, youth and families department."

23 SECTION 10. Section 28-16A-10 NMSA 1978 (being Laws 1993,
24 Chapter 50, Section 10) is amended to read:

25 "28-16A-10. DEVELOPMENTAL DISABILITIES [~~PLANNING~~]

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1 COUNCIL--STAFF.--The [~~developmental disabilities planning~~]
2 council shall employ an executive director, who is the
3 administrative officer of the council. The executive director
4 shall employ other necessary employees pursuant to the
5 provisions of the Personnel Act."

6 SECTION 11. Section 28-16A-11 NMSA 1978 (being Laws 1993,
7 Chapter 50, Section 11) is amended to read:

8 "28-16A-11. DEVELOPMENTAL DISABILITIES [PLANNING]
9 COUNCIL--REPORTS.--The [~~developmental disabilities planning~~]
10 council shall submit reports on its preceding year's work to
11 the governor and the [~~legislative~~] interim legislative health
12 and human services committee by [~~December~~] November 1 of each
13 year. The reports shall contain recommendations, if any, for
14 legislation or other appropriate action."

15 SECTION 12. Section 28-16A-12 NMSA 1978 (being Laws 1993,
16 Chapter 50, Section 12) is amended to read:

17 "28-16A-12. DEVELOPMENTAL DISABILITIES [PLANNING]
18 COUNCIL--COMPENSATION.--[~~Developmental disabilities planning~~]
19 Council members shall be reimbursed as provided in the Per Diem
20 and Mileage Act and the federal Developmental Disabilities
21 Assistance and Bill of Rights Act of 2000. Reasonable
22 accommodations shall be made available to permit full
23 participation in council activities by its members, including
24 personal assistance to members with developmental disabilities
25 and respite care for members that are parents, immediate

1 relatives or legal guardians of persons with developmental
 2 disabilities. Other than what is required in the federal
 3 Developmental Disabilities Assistance and Bill of Rights Act of
 4 2000, council members shall receive no other compensation,
 5 perquisite or allowance [~~shall be received~~] for their service on
 6 the council."

7 SECTION 13. Section 28-16A-13 NMSA 1978 (being Laws 1993,
 8 Chapter 50, Section 13) is amended to read:

9 "28-16A-13. AUTHORIZATION FOR PROVIDING [~~COMMUNITY-BASED~~]
 10 SUPPORT AND SERVICES FOR PERSONS WITH DEVELOPMENTAL
 11 DISABILITIES.--

12 A. Subject to the availability of appropriations
 13 provided expressly for this purpose, the department may:

14 (1) acquire, provide or coordinate support and
 15 services for persons with developmental disabilities;

16 (2) enter into contracts and provider
 17 agreements with agencies and individuals capable of providing
 18 support and services to persons with developmental disabilities
 19 [~~that promote the objectives of the department's state plan,~~
 20 ~~prepared pursuant to Section 5 of the Developmental Disabilities~~
 21 ~~Act]; and~~

22 (3) establish advisory councils and task
 23 forces as necessary to guide the development and review of
 24 support and services to persons with developmental disabilities.

25 B. Support and services shall be provided based on

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1 individual support and service plans developed by an
2 interdisciplinary team. The team is responsible for
3 collectively evaluating the child's or adult's needs and
4 developing an individual support and service plan to meet the
5 needs.

6 C. The department shall:

7 (1) solicit the involvement of consumers,
8 providers, parents, professional organizations and other
9 governmental organizations prior to the adoption or revision of
10 any policies or regulations concerning the provision of support,
11 services, standards or funding systems. Participants shall be
12 selected in a manner that reflects geographical, cultural,
13 organizational and professional representation across the state;

14 (2) develop policies, procedures, rules and
15 regulations that, to the extent possible, will promote
16 uniformity in reimbursement and quality assurance systems
17 regardless of the source of funding; and

18 (3) convene and maintain a family infant
19 toddler inter-agency coordinating council and a statewide adult
20 support and services task force that shall, at a minimum,
21 address quality assurance."

22 SECTION 14. Section 28-16A-18 NMSA 1978 (being Laws 1993,
23 Chapter 50, Section 18) is amended to read:

24 "28-16A-18. DEVELOPMENTAL DISABILITIES EARLY CHILDHOOD
25 EVALUATION SYSTEM.--The state shall have a timely,

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1 comprehensive, multidisciplinary system for evaluating infants,
 2 toddlers and preschool-age children suspected of having
 3 developmental delays. Diagnostic evaluations for infants and
 4 toddlers shall address family service needs and shall include
 5 training capabilities to educate community providers and parents
 6 in the understanding and application of the evaluations. This
 7 diagnostic evaluation system shall be jointly provided through a
 8 coordinated system by the children's medical services bureau of
 9 the public health division or the developmental disabilities
 10 supports division of the department, the university of New
 11 Mexico's [~~developmental disabilities team~~] center for
 12 development and disability and the [~~state department of~~] public
 13 education department."

14 SECTION 15. Section 28-16A-19 NMSA 1978 (being Laws 2003,
 15 Chapter 323, Section 1) is amended to read:

16 "28-16A-19. INFORMATION AND REFERRAL TASK FORCE
 17 CREATION.--There is created an information and referral task
 18 force located in the [~~developmental disabilities planning~~]
 19 council to develop a statewide, comprehensive "211" information
 20 and referral plan for use as a telephone dialing code for access
 21 to health and human services. The plan shall include a tariff
 22 structure based on existing agreements, a common taxonomy of
 23 terms, coordination between public and private systems and
 24 standardized statewide training and exploration of a centralized
 25 information repository. The task force shall include

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1 representation from the department of health; the human services
2 department; the children, youth and families department; the
3 [~~labor~~] workforce solutions department; the [~~state agency on~~]
4 aging and long-term services department; the internet long-term
5 care link program; the governor's [~~committee on concerns of the~~
6 ~~handicapped~~] commission on disability; the New Mexico commission
7 for the blind; the commission for deaf and hard-of-hearing
8 persons; a statewide organization that raises money for health
9 and human service purposes; and other interested parties."

10 SECTION 16. A new section of the Developmental
11 Disabilities Act is enacted to read:

12 "[NEW MATERIAL] REPORTING--DEPARTMENT OF HEALTH--
13 INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL
14 DISABILITIES--INDEPENDENT REVIEW.--Within thirty days of the
15 date on which reporting pursuant to each review is available,
16 the department shall provide the council with each report issued
17 pursuant to the independent reviews of intermediate care
18 facilities for individuals with intellectual disabilities that
19 are performed pursuant to the requirements of federal law."