

## **BILL ANALYSIS**

Senate Research Center  
78R5408 KLA-D

S.B. 1247  
By: Zaffirini  
Finance  
4/10/2003  
As Filed

### **DIGEST AND PURPOSE**

Rider 37 of the Appropriations Act adopted by the 77th Texas Legislature authorized the Texas Department of Human Services to transfer funds, only within its budget, from nursing facilities to community-based programs to serve individuals leaving a nursing facility to live in the community. As proposed, S.B. 1247 codifies Rider 37 and redirects money appropriated to provide care for certain persons in nursing facilities to provide community-based services to those persons.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 22, Human Resources Code, by adding Section 22.006, as follows:

Sec. 22.006. REDIRECTION OF MONEY TO PROVIDE COMMUNITY-BASED SERVICES. (a) Requires the Texas Department of Human Services (TDHS) to develop a mechanism by which TDHS identifies money appropriated to TDHS to provide care for a person who lives in a nursing facility and redirects that money within TDHS' budget to provide community-based services when a person leaves the nursing facility to live in the community with the assistance of those services.

(b) Requires TDHS, using the mechanism developed under this section, to redirect an amount of money that is equal to the amount required by TDHS to provide community-based services during the state fiscal biennium to persons who leave nursing facilities to live in the community with the assistance of those services.

SECTION 2. Requires TDHS, not later than January 1, 2004, to develop and implement the mechanism for redirecting money as required by Section 22.006, Human Resources Code, as added by this Act.

SECTION 3. Authorizes a state agency to delay implementing a provision of this Act until a requested federal waiver or authorization necessary to implement that provision is granted.

SECTION 4. Effective date: September 1, 2003.