

By: Zaffirini

S.B. No. 1247

A BILL TO BE ENTITLED

AN ACT

relating to the redirection of money appropriated to provide care for certain persons in nursing facilities to provide community-based services to those persons.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 22, Human Resources Code, is amended by adding Section 22.006 to read as follows:

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

(b) The department shall, using the mechanism developed under this section, redirect an amount of money that is equal to the amount required by the department 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. Not later than January 1, 2004, the Texas Department of Human Services shall develop and implement the mechanism for redirecting money as required by Section 22.006,

1 Human Resources Code, as added by this Act.

2 SECTION 3. If before implementing any provision of this Act
3 a state agency determines that a waiver or authorization from a
4 federal agency is necessary for implementation of that provision,
5 the agency affected by the provision shall request the waiver or
6 authorization and may delay implementing that provision until the
7 waiver or authorization is granted.

8 SECTION 4. This Act takes effect September 1, 2003.