

1-1 By: Gallegos S.B. No. 199
1-2 (In the Senate - Filed January 14, 2005; February 1, 2005,
1-3 read first time and referred to Committee on Health and Human
1-4 Services; May 20, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 May 20, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 199 By: Gallegos

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the personal needs allowance for certain Medicaid
1-11 recipients who are residents of long-term care facilities.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subsection (w), Section 32.024, Human Resources
1-14 Code, is amended to read as follows:

1-15 (w) The department shall set a personal needs allowance of
1-16 not less than \$45 a month and, subject to availability of funds,
1-17 shall set the personal needs allowance in an amount not less than
1-18 \$60 a month for a resident of a convalescent or nursing home or
1-19 related institution licensed under Chapter 242, Health and Safety
1-20 Code, personal care facility, ICF-MR facility, or other similar
1-21 long-term care facility who receives medical assistance. The
1-22 department may send the personal needs allowance directly to a
1-23 resident who receives Supplemental Security Income (SSI) (42 U.S.C.
1-24 Section 1381 et seq.). This subsection does not apply to a resident
1-25 who is participating in a medical assistance waiver program
1-26 administered by the department.

1-27 SECTION 2. This Act applies only to a personal needs
1-28 allowance paid on or after the effective date of this Act.

1-29 SECTION 3. This Act takes effect September 1, 2005.

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