

By: Chavez

H.B. No. 3219

Substitute the following for H.B. No. 3219:

By: Rose

C.S.H.B. No. 3219

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the creation and operation of a council to increase
3 state efforts to offer service-enriched housing through increased
4 coordination of housing and health services.

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

6 SECTION 1. Chapter 2306, Government Code, is amended by
7 adding Subchapter NN to read as follows:

8 SUBCHAPTER NN. HOUSING AND HEALTH SERVICES COORDINATION COUNCIL

9 Sec. 2306.1091. DEFINITIONS. In this subchapter:

10 (1) "Council" means the housing and health services
11 coordination council.

12 (2) "Service-enriched housing" means a living
13 arrangement that provides health services or social services, or
14 both, to older adults in an accessible, supportive environment.

15 Sec. 2306.1092. COMPOSITION. (a) The department shall
16 establish a housing and health services coordination council.

17 (b) The council is composed of 15 members consisting of:

18 (1) the director;

19 (2) one representative from each of the following
20 agencies, appointed by the head of that agency:

21 (A) the Office of Rural Community Affairs;

22 (B) the Texas State Affordable Housing
23 Corporation;

24 (C) the Health and Human Services Commission;

1 (D) the Department of Assistive and
2 Rehabilitative Services; and

3 (E) the Department of Aging and Disability
4 Services;

5 (3) one representative from the Department of
6 Agriculture who is:

7 (A) knowledgeable about the Texans Feeding
8 Texans and Retire in Texas programs or similar programs; and

9 (B) appointed by the head of that agency;

10 (4) one member who is:

11 (A) a member of an advisory committee to the
12 Department of Aging and Disability Services that promotes
13 independence for older adults; and

14 (B) appointed by the governor; and

15 (5) one representative from each of the following
16 interest groups, appointed by the governor:

17 (A) financial institutions;

18 (B) multifamily housing developers;

19 (C) health services entities;

20 (D) nonprofit organizations;

21 (E) consumers of service-enriched housing;

22 (F) advocates for minority issues; and

23 (G) rural communities.

24 (c) A member of the council appointed under Subsection
25 (b)(2) must have, subject to the approval of the head of the agency,
26 authority to make decisions for and commit resources of the agency
27 that the member represents and must have:

1 (1) administrative responsibility for agency programs
2 for older adults;

3 (2) knowledge or experience regarding the
4 implementation of projects that integrate housing and health
5 services; or

6 (3) knowledge or experience regarding services used by
7 older adults.

8 (d) The director serves as the presiding officer of the
9 council.

10 Sec. 2306.1093. TERMS. (a) A member of the council who
11 represents a state agency serves at the pleasure of the head of that
12 agency.

13 (b) Members of the council who are appointed by the governor
14 serve staggered six-year terms, with the terms of two or three
15 members expiring on September 1 of each odd-numbered year.

16 Sec. 2306.1094. OPERATION OF COUNCIL. (a) The council
17 shall meet at least quarterly.

18 (b) The department shall provide clerical and advisory
19 support staff to the council.

20 (c) Except as provided by Section 2306.1095, Chapter 2110
21 does not apply to the size, composition, or duration of the council.

22 Sec. 2306.1095. COMPENSATION AND REIMBURSEMENT. (a) A
23 member of the council who is appointed by the governor may not
24 receive compensation for service on the council. The member may
25 receive reimbursement from the department for actual and necessary
26 expenses incurred in performing council functions as provided by
27 Section 2110.004.

1 (b) A member of the council who is not appointed by the
2 governor may not receive compensation for service on the council or
3 reimbursement for expenses incurred in performing council
4 functions.

5 Sec. 2306.1096. DUTIES; BIENNIAL REPORT. (a) The council
6 shall:

7 (1) develop and implement policies to coordinate and
8 increase state efforts to offer service-enriched housing;

9 (2) identify barriers preventing or slowing
10 service-enriched housing efforts, including barriers attributable
11 to the following factors:

12 (A) regulatory requirements and limitations;

13 (B) administrative limitations;

14 (C) limitations on funding; and

15 (D) ineffective or limited coordination;

16 (3) develop a system to cross-educate selected staff
17 in state housing and health services agencies to increase the
18 number of staff with expertise in both areas and to coordinate
19 relevant staff activities of those agencies;

20 (4) identify opportunities for state housing and
21 health services agencies to provide technical assistance and
22 training to local housing and health services entities about:

23 (A) the cross-education of staff;

24 (B) coordination among those entities; and

25 (C) opportunities to increase local efforts to
26 create service-enriched housing; and

27 (5) develop suggested performance measures to track

1 progress in:

2 (A) the reduction or elimination of barriers in
3 creating service-enriched housing;

4 (B) increasing the coordination between state
5 housing and health services agencies;

6 (C) increasing the number of state housing and
7 health services staff who are cross-educated or who have expertise
8 in both housing and health services programs; and

9 (D) the provision of technical assistance to
10 local communities by state housing and health services staff to
11 increase the number of service-enriched housing projects.

12 (b) The council shall develop a biennial plan to implement
13 the goals described by Subsection (a).

14 (c) Not later than August 1 of each even-numbered year, the
15 council shall deliver a report of the council's findings and
16 recommendations to the governor and the Legislative Budget Board.

17 Sec. 2306.1097. GIFTS AND GRANTS. The council may solicit
18 and accept gifts, grants, and donations for the purposes of this
19 subchapter.

20 Sec. 2306.1098. DUTIES OF EMPLOYEES PROVIDING ADVISORY
21 SUPPORT TO COUNCIL. Department employees assigned to provide
22 advisory support to the council shall:

23 (1) identify sources of funding from this state and
24 the federal government that may be used to provide integrated
25 housing and health services;

26 (2) determine the requirements and application
27 guidelines to obtain those funds;

1 (3) provide training materials that assist the
2 development and financing of a service-enriched housing project;

3 (4) provide information regarding:

4 (A) effective methods to collaborate with
5 governmental entities, service providers, and financial
6 institutions; and

7 (B) the use of layered financing to provide and
8 finance service-enriched housing;

9 (5) create a financial feasibility model that assists
10 in making a preliminary determination of the financial viability of
11 proposed service-enriched housing projects, including models that
12 allow a person to analyze multiuse projects that facilitate the
13 development of projects that will:

14 (A) address the needs of communities with
15 different populations; and

16 (B) achieve economies of scale required to make
17 the projects financially viable;

18 (6) facilitate communication between state agencies,
19 sources of funding, service providers, and other entities to reduce
20 or eliminate barriers to service-enriched housing projects;

21 (7) provide training about local, state, and federal
22 funding sources and the requirements for those sources;

23 (8) develop a database to identify, describe, monitor,
24 and track the progress of all service-enriched housing projects
25 developed in this state with state or federal financial assistance;

26 (9) conduct a biennial evaluation and include in the
27 council's report to the governor and the Legislative Budget Board

1 under Section 2306.1096 information regarding:

2 (A) the capacity of statewide long-term care
3 providers; and

4 (B) interest by housing developers in investing
5 in service-enriched housing;

6 (10) to increase the consistency in housing
7 regulations, recommend changes to home and community-based
8 Medicaid waivers that are up for renewal;

9 (11) research best practices with respect to
10 service-enriched housing projects subsidized by other states; and

11 (12) create and maintain a clearinghouse of
12 information that contains tools and resources for entities seeking
13 to create or finance service-enriched housing projects.

14 SECTION 2. (a) As soon as possible after the effective date
15 of this Act, the governor and the heads of the applicable state
16 agencies shall appoint members to the housing and health services
17 coordination council in accordance with Subchapter NN, Chapter
18 2306, Government Code, as added by this Act.

19 (b) In making initial appointments to the housing and health
20 services coordination council, the governor shall appoint two
21 members to serve a term expiring September 1, 2011, three members to
22 serve a term expiring September 1, 2013, and three members to serve
23 a term expiring September 1, 2015.

24 SECTION 3. Not later than September 1, 2010, the housing and
25 health services coordination council shall submit the first report
26 of the council's findings and recommendations as required by
27 Subchapter NN, Chapter 2306, Government Code, as added by this Act.

1 SECTION 4. This Act takes effect September 1, 2009.