

By: Chavez

H.B. No. 3219

A BILL TO BE ENTITLED

AN ACT

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

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

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

SUBCHAPTER NN. HOUSING AND HEALTH SERVICES COORDINATION COUNCIL

Sec. 2306.1091. DEFINITION. In this subchapter, "council" means the housing and health services coordination council.

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

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

(1) the director;

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

(A) the Office of Rural Community Affairs;

(B) the Texas State Affordable Housing Corporation;

(C) the Health and Human Services Commission;

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

(E) the Department of Aging and Disability Services;

1           (3) one representative from the Department of  
2 Agriculture who is:

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

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

6           (4) one member who is:

7           (A) a member of an advisory committee to the  
8 Department of Aging and Disability Services that promotes  
9 independence for older adults and persons with disabilities; and

10           (B) appointed by the governor; and

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

13           (A) financial institutions;

14           (B) multifamily housing developers;

15           (C) health services entities;

16           (D) nonprofit organizations;

17           (E) consumers of service-enriched housing;

18           (F) advocates for minority issues; and

19           (G) rural communities.

20           (c) A member of the council appointed under Subsection  
21 (b)(2) must have, subject to the approval of the head of the agency,  
22 authority to make decisions for and commit resources of the agency  
23 that the member represents and must have:

24           (1) administrative responsibility for agency programs  
25 for older adults or persons with disabilities;

26           (2) knowledge or experience regarding the  
27 implementation of projects that integrate housing and health

1 services; or

2 (3) knowledge or experience regarding services used by  
3 older adults or persons with disabilities.

4 (d) The director serves as the presiding officer of the  
5 council.

6 Sec. 2306.1093. TERMS. (a) A member of the council who  
7 represents a state agency serves at the pleasure of the head of that  
8 agency.

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

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

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

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

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

24 (b) A member of the council who is not appointed by the  
25 governor may not receive compensation for service on the council or  
26 reimbursement for expenses incurred in performing council  
27 functions.

1 Sec. 2306.1096. DUTIES; BIENNIAL REPORT. (a) The council  
2 shall:

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

5 (2) identify barriers preventing or slowing  
6 service-enriched housing efforts, including barriers attributable  
7 to the following factors:

8 (A) regulatory requirements and limitations;

9 (B) administrative limitations;

10 (C) limitations on funding; and

11 (D) ineffective or limited coordination;

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

16 (4) identify opportunities for state housing and  
17 health services agencies to provide technical assistance and  
18 training to local housing and health services entities about:

19 (A) the cross-education of staff;

20 (B) coordination among those entities; and

21 (C) opportunities to increase local efforts to  
22 create service-enriched housing; and

23 (5) develop suggested performance measures to track  
24 progress in:

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

27 (B) increasing the coordination between state

1 housing and health services agencies;

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

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

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

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

13 Sec. 2306.1097. GIFTS AND GRANTS. The council may solicit  
14 and accept gifts, grants, and donations for the purposes of this  
15 subchapter.

16 Sec. 2306.1098. DUTIES OF EMPLOYEES PROVIDING ADVISORY  
17 SUPPORT TO COUNCIL. Department employees assigned to provide  
18 advisory support to the council shall:

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

22 (2) determine the requirements and application  
23 guidelines to obtain those funds;

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

26 (4) provide information regarding:

27 (A) effective methods to collaborate with

1 governmental entities, service providers, and financial  
2 institutions; and

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

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

10 (A) address the needs of communities with  
11 different populations; and

12 (B) achieve economies of scale required to make  
13 the projects financially viable;

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

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

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

22 (9) conduct a biennial evaluation and include in the  
23 council's report to the governor and the Legislative Budget Board  
24 under Section 2306.1096 information regarding:

25 (A) the capacity of statewide long-term care  
26 providers; and

27 (B) interest by housing developers in investing

1 in service-enriched housing;

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

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

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

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

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

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

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