

By: Darby

H.B. No. 1760

A BILL TO BE ENTITLED

AN ACT

relating to the provision of services to certain individuals with developmental disabilities by a state supported living center.

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

SECTION 1. Section 161.080, Human Resources Code, is amended to read as follows:

Sec. 161.080. CONTRACTS FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES. (a) A person that provides ~~[disability]~~ services to individuals with developmental disabilities may contract with a state supported living ~~[school or state]~~ center for the ~~[school or]~~ center to provide services and resources to support those individuals ~~[with developmental disabilities, including individuals with dual diagnosis disorders]~~.

(b) Notwithstanding any other law, a state supported living ~~[school or state]~~ center may provide nonresidential services to support an individual if:

(1) the individual:

(A) is receiving services in a program funded by the department;

(B) meets the eligibility criteria for the intermediate care facility for persons with intellectual disabilities ~~[mental retardation]~~ program; and

(C) resides in the area in which the state

1 supported living [~~school or state~~] center is located; and

2 (2) the provision of services to the individual does
3 not interfere with the provision of services to a resident of the
4 state supported living [~~school or state~~] center.

5 SECTION 2. Subchapter D, Chapter 161, Human Resources Code,
6 is amended by adding Section 161.087 to read as follows:

7 Sec. 161.087. GIFTS AND GRANTS. (a) The department may
8 accept gifts and grants of money, personal property, and real
9 property from public or private sources to expand and improve the
10 human services programs for the aging and disabled available in
11 this state.

12 (b) The department shall use a gift or grant of money,
13 personal property, or real property made for a specific purpose in
14 accordance with the purpose expressly prescribed by the donor. The
15 department may decline the gift or grant if the department
16 determines that it cannot be economically used for that purpose.

17 (c) The department shall keep a record of each gift or grant
18 in the department's central office in the city of Austin.

19 SECTION 3. Sections 22.001(f) and 101.026, Human Resources
20 Code, are repealed.

21 SECTION 4. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this
25 Act takes effect September 1, 2013.