

1-1 By: Darby (Senate Sponsor - Nelson) H.B. No. 1760  
 1-2 (In the Senate - Received from the House April 22, 2013;  
 1-3 April 24, 2013, read first time and referred to Committee on Health  
 1-4 and Human Services; May 9, 2013, reported favorably by the  
 1-5 following vote: Yeas 7, Nays 0; May 9, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Deuell	X			
1-9 Huffman	X			
1-10 Nichols	X			
1-11 Schwertner	X			
1-12 Taylor			X	
1-13 Uresti			X	
1-14 West	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the provision of services to certain individuals with  
 1-20 developmental disabilities by a state supported living center.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 161.080, Human Resources Code, is  
 1-23 amended to read as follows:

1-24 Sec. 161.080. CONTRACTS FOR SERVICES FOR INDIVIDUALS WITH  
 1-25 DEVELOPMENTAL DISABILITIES. (a) A person that provides  
 1-26 ~~[disability]~~ services to individuals with developmental  
 1-27 ~~disabilities~~ may contract with a state supported living ~~[school or~~  
 1-28 ~~state]~~ center for the ~~[school or]~~ center to provide services and  
 1-29 resources to support those individuals ~~[with developmental~~  
 1-30 ~~disabilities, including individuals with dual diagnosis~~  
 1-31 ~~disorders]~~.

1-32 (b) Notwithstanding any other law, a state supported living  
 1-33 ~~[school or state]~~ center may provide nonresidential services to  
 1-34 support an individual if:

1-35 (1) the individual:

1-36 (A) is receiving services in a program funded by  
 1-37 the department;

1-38 (B) meets the eligibility criteria for the  
 1-39 intermediate care facility for persons with intellectual  
 1-40 disabilities ~~[mental retardation]~~ program; and

1-41 (C) resides in the area in which the state  
 1-42 supported living ~~[school or state]~~ center is located; and

1-43 (2) the provision of services to the individual does  
 1-44 not interfere with the provision of services to a resident of the  
 1-45 state supported living ~~[school or state]~~ center.

1-46 SECTION 2. Subchapter D, Chapter 161, Human Resources Code,  
 1-47 is amended by adding Section 161.087 to read as follows:

1-48 Sec. 161.087. GIFTS AND GRANTS. (a) The department may  
 1-49 accept gifts and grants of money, personal property, and real  
 1-50 property from public or private sources to expand and improve the  
 1-51 human services programs for the aging and disabled available in  
 1-52 this state.

1-53 (b) The department shall use a gift or grant of money,  
 1-54 personal property, or real property made for a specific purpose in  
 1-55 accordance with the purpose expressly prescribed by the donor. The  
 1-56 department may decline the gift or grant if the department  
 1-57 determines that it cannot be economically used for that purpose.

1-58 (c) The department shall keep a record of each gift or grant  
 1-59 in the department's central office in the city of Austin.

1-60 SECTION 3. Sections 22.001(f) and 101.026, Human Resources  
 1-61 Code, are repealed.

2-1 SECTION 4. This Act takes effect immediately if it receives  
2-2 a vote of two-thirds of all the members elected to each house, as  
2-3 provided by Section 39, Article III, Texas Constitution. If this  
2-4 Act does not receive the vote necessary for immediate effect, this  
2-5 Act takes effect September 1, 2013.

2-6

\* \* \* \* \*