

AN ACT

relating to the provision of employment assistance and supported employment to certain Medicaid waiver program participants.

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

SECTION 1. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.075 to read as follows:

Sec. 32.075. EMPLOYMENT ASSISTANCE AND SUPPORTED EMPLOYMENT. (a) In this section:

(1) "Employment assistance" means assistance provided to an individual to help the individual locate paid employment in the community. Employment assistance includes:

(A) identifying an individual's employment preferences, job skills, and requirements for a work setting and work conditions;

(B) locating prospective employers offering employment compatible with an individual's identified preferences, skills, and requirements; and

(C) contacting a prospective employer on behalf of an individual and negotiating the individual's employment.

(2) "Supported employment" means assistance provided, in order to sustain paid employment, to an individual who, because of a disability, requires intensive, ongoing support to be self-employed, work from home, or perform in a work setting at which individuals without disabilities are employed. Supported

1 employment includes adaptations, supervision, and training related
2 to an individual's diagnosis.

3 (b) This section applies only to the following medical
4 assistance waiver programs:

5 (1) the community based alternatives program;

6 (2) the community living assistance and support
7 services program;

8 (3) the deaf-blind with multiple disabilities
9 program;

10 (4) the home and community-based services program;

11 (5) the medically dependent children program;

12 (6) the STAR + PLUS Medicaid managed care program;

13 (7) the Texas home living program; and

14 (8) the youth empowerment services program.

15 (c) The department shall provide employment assistance and
16 supported employment to participants in the waiver programs
17 identified in Subsection (b).

18 SECTION 2. As soon as possible after the effective date of
19 this Act, the Health and Human Services Commission shall apply for
20 any waiver or other authorization necessary to implement this Act.
21 The commission may delay implementing this Act until the waiver or
22 authorization is granted.

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

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 45 passed the Senate on April 11, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 45 passed the House on May 17, 2013, by the following vote: Yeas 128, Nays 6, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor