

1-1 By: Zaffirini S.B. No. 45  
 1-2 (In the Senate - Filed November 12, 2012; January 28, 2013,  
 1-3 read first time and referred to Committee on Health and Human  
 1-4 Services; April 2, 2013, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
 1-6 April 2, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 45 By: Zaffirini

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the provision of employment assistance and supported  
 1-22 employment to certain Medicaid waiver program participants.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,  
 1-25 is amended by adding Section 32.075 to read as follows:

1-26 Sec. 32.075. EMPLOYMENT ASSISTANCE AND SUPPORTED  
 1-27 EMPLOYMENT. (a) In this section:

1-28 (1) "Employment assistance" means assistance provided  
 1-29 to an individual to help the individual locate paid employment in  
 1-30 the community. Employment assistance includes:

1-31 (A) identifying an individual's employment  
 1-32 preferences, job skills, and requirements for a work setting and  
 1-33 work conditions;

1-34 (B) locating prospective employers offering  
 1-35 employment compatible with an individual's identified preferences,  
 1-36 skills, and requirements; and

1-37 (C) contacting a prospective employer on behalf  
 1-38 of an individual and negotiating the individual's employment.

1-39 (2) "Supported employment" means assistance provided,  
 1-40 in order to sustain paid employment, to an individual who, because  
 1-41 of a disability, requires intensive, ongoing support to be  
 1-42 self-employed, work from home, or perform in a work setting at which  
 1-43 individuals without disabilities are employed. Supported  
 1-44 employment includes adaptations, supervision, and training related  
 1-45 to an individual's diagnosis.

1-46 (b) This section applies only to the following medical  
 1-47 assistance waiver programs:

1-48 (1) the community based alternatives program;

1-49 (2) the community living assistance and support  
 1-50 services program;

1-51 (3) the deaf-blind with multiple disabilities  
 1-52 program;

1-53 (4) the home and community-based services program;

1-54 (5) the medically dependent children program;

1-55 (6) the STAR + PLUS Medicaid managed care program;

1-56 (7) the Texas home living program; and

1-57 (8) the youth empowerment services program.

1-58 (c) The department shall provide employment assistance and  
 1-59 supported employment to participants in the waiver programs  
 1-60 identified in Subsection (b).

2-1 SECTION 2. As soon as possible after the effective date of  
2-2 this Act, the Health and Human Services Commission shall apply for  
2-3 any waiver or other authorization necessary to implement this Act.  
2-4 The commission may delay implementing this Act until the waiver or  
2-5 authorization is granted.

2-6 SECTION 3. This Act takes effect immediately if it receives  
2-7 a vote of two-thirds of all the members elected to each house, as  
2-8 provided by Section 39, Article III, Texas Constitution. If this  
2-9 Act does not receive the vote necessary for immediate effect, this  
2-10 Act takes effect September 1, 2013.

2-11

\* \* \* \* \*