

AN ACT

relating to family cost share provisions in the early childhood intervention program.

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

SECTION 1. Subchapter D, Chapter 117, Human Resources Code, is amended by adding Sections 117.077 and 117.078 to read as follows:

Sec. 117.077. DATA ANALYSIS IN FAMILY COST SHARE PROVISIONS IN EARLY CHILDHOOD INTERVENTION PROGRAM. (a) In this section, "cost-effective" means the family cost share revenue generated is greater than total administrative costs.

(b) The department shall collect data, including data on administrative costs and adjusted family income, sufficient to evaluate:

(1) the cost-effectiveness of the family cost share provisions of the early childhood intervention program; and

(2) changes necessary to improve the cost-effectiveness of the program.

(c) The department shall:

(1) as necessary, modify the Texas Kids Intervention Data System to accept adjusted family income data submitted by early childhood intervention program providers; and

(2) require all providers to enter adjusted family income data into the system.

1 (d) The department shall use the data collected under this
2 section to evaluate the cost-effectiveness of existing family cost
3 share provisions in the early childhood intervention program and
4 consider changes that may improve the cost-effectiveness of the
5 program, including the adoption of a family cost share provision
6 described by Section 117.078(a).

7 (e) The department shall implement any changes considered
8 under Subsection (d) that the department determines will make the
9 family cost share provisions of the early childhood intervention
10 program more cost-effective, if the changes will not make access to
11 early childhood intervention services cost prohibitive for
12 families. If none of the considered changes is determined to make
13 the program more cost-effective, or if the department determines
14 that the changes will make access to early childhood intervention
15 services cost prohibitive for families, the department may decline
16 to implement the changes.

17 (f) The department shall evaluate existing family cost
18 share provisions and consider and implement changes, if
19 appropriate, to the early childhood intervention program as
20 required by this section:

21 (1) on a periodic basis established by the department;
22 and

23 (2) at other times at the request of the Legislative
24 Budget Board.

25 (g) Not later than December 1, 2014, the department shall:

26 (1) conduct the initial evaluation required under
27 Subsection (d) and implement any changes as required by Subsection

1 (e) resulting from that evaluation; and

2 (2) submit a report to the governor and the
3 Legislative Budget Board summarizing the results of the initial
4 evaluation and explaining any changes that were implemented.

5 (h) This subsection and Subsection (g) expire September 1,
6 2015.

7 Sec. 117.078. FAMILY COST SHARE PROVISION IN EARLY
8 CHILDHOOD INTERVENTION PROGRAM. (a) The department shall
9 consider implementing a family cost share provision under which the
10 amount a family pays to participate in the early childhood
11 intervention program is based on the amount of service the family
12 receives under the program.

13 (b) A family cost share provision implemented by the
14 department under Subsection (a) must establish a maximum amount to
15 be paid by a family participating in the early childhood
16 intervention program that is based on the family's size and
17 adjusted gross income, with families in higher income brackets
18 required to pay more under the provision than those families paid
19 before the provision's implementation.

20 SECTION 2. If before implementing any provision of this Act
21 a state agency determines that a waiver or authorization from a
22 federal agency is necessary for implementation of that provision,
23 the agency affected by the provision shall request the waiver or
24 authorization and may delay implementing that provision until the
25 waiver or authorization is granted.

26 SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1060 passed the Senate on March 27, 2013, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1060 passed the House on May 14, 2013, by the following vote: Yeas 143, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor