

Amend SB 799 (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subtitle C, Title 2, Health and Safety Code, is amended by adding Chapter 65 to read as follows:

CHAPTER 65. HOME-DELIVERED MEAL PROGRAM

Sec. 65.0001. DEFINITIONS. In this chapter:

(1) "Area agency on aging" means:

(A) an area agency on aging designated under 42 U.S.C. Section 3025(a)(2)(A); or

(B) a state agency performing the functions of an area agency on aging under 42 U.S.C. Section 3025(b)(5).

(2) "Client" means an individual who is elderly or has a disability and who receives a meal under the program.

(3) "Program" means the home-delivered meal program under this chapter.

(4) "Provider" means a meal provider who contracts with the commission or an area agency on aging to provide and deliver home-delivered meals under the program.

Sec. 65.0002. APPLICABILITY. This chapter does not apply to home-delivered meals provided through the Medicaid managed care program under Chapter 533, Government Code.

Sec. 65.0003. PROGRAM REQUIREMENTS. (a) The commission shall maintain and revise as necessary operating guidelines for a home-delivered meal program to effectively and efficiently provide meal deliveries to individuals who are elderly or have a disability.

(b) The commission may contract with a meal provider to provide home-delivered meals under the program.

(c) In awarding a contract to a provider, the commission or area agency on aging shall:

(1) prioritize providers who:

(A) conduct a face-to-face client visit;

(B) deliver hot meals for the program; and

(C) comply with reporting requirements for the nutrition services incentive program established under 42 U.S.C. Section 3030a;

(2) give extra consideration to providers capable of delivering meals to clients in both rural and urban areas;

(3) give extra consideration to providers with the capacity to deliver meals to eligible individuals who are currently on an interest or other waiting list for services under the program;

(4) consider the individual dietary needs of clients through condition-specific menus; and

(5) negotiate enhanced meal rates to ensure program efficacy.

SECTION \_\_\_\_\_. The executive commissioner of the Health and Human Services Commission shall adopt rules necessary to implement Chapter 65, Health and Safety Code, as added by this Act.