

By: Zaffirini

S.B. No. 2024

A BILL TO BE ENTITLED

AN ACT

relating to the personal needs allowance for participants in home and community-based waiver programs.

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 32.077 to read as follows:

Sec. 32.077. PERSONAL NEEDS ALLOWANCE FOR PARTICIPANT IN HOME AND COMMUNITY-BASED WAIVER PROGRAM. The executive commissioner shall adopt rules to provide that each participant in a home and community-based services waiver program is entitled to receive a personal needs allowance of not less than \$85 of the participant's monthly Supplemental Security Income (SSI) (42 U.S.C. Section 1381 et seq.).

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

SECTION 3. This Act takes effect January 1, 2018.