

RESOLUTION

Expand the "Money Follows the Person" Policy

A RESOLUTION TO: Enable individuals who transfer from large intermediate care facilities for the mentally retarded (ICF/MR) to Home and Community-based Services receive equitable support for services they had received in nursing facilities.

WHEREAS, Texas was the originator of the "money follows the person" (MFP) policy as codified under Subchapter B, Chapter 531, Government Code 531.082 for individuals living in nursing facilities; Texas is recognized as a national leader in this movement and its policy was the basis for the MFP provisions within the federal Deficit Reduction Act of 2005; and

WHEREAS, The state MFP policy allows individuals in nursing facilities to relocate to the community in order to receive their long-term services and support predominately delivered through 1915 (c) waiver programs; and

WHEREAS, According to the state Promoting Independence Plan, individuals in state schools and large ICF/MR (14+ beds) have an opportunity to access the Home and Community-based Services program within six and twelve months respectively, but only when funding/slots are available through attrition or additional appropriations; now, therefore be it

RESOLVED, That the 11th Texas Silver-Haired Legislature encourage and strongly recommend that the 80th Texas Legislature to expand the current MFP policy to include individuals wanting to leave ICF/MR.

PASSED AND APPROVED this 13th day of September, 2006, by the Health and Human Resources Committee.

Glen Provost, Chair

PASSED AND APPROVED this 14th day of September, 2006, by the Texas Silver-Haired Legislature.

Charlotte Parks, Speaker

ATTEST:

Carlos Higgins, Secretary