Aging and Disability Services Council
MINUTES

December 5, 2013

The Aging and Disability Services Council convened at the John H. Winters Building, 701 West 51st Street, Austin, Texas. Council Members in attendance were Chair Sharon Swift Butterworth, Vice Chair John Cuellar, Glyn Crane, J. Russell Shannon, Judy Foster, Sheri Harmonson and Barry L. Anderson. Commissioner Jon Weizenbaum and other DADS staff were present. Kenneth Owens served as Parliamentarian. Council members Ann Schneider and Donna Stauber were unable to attend the meeting.

**Agenda Item No. 1 – Call to Order**

Sharon Swift Butterworth called the meeting to order at 8:32 a.m.

**Agenda Item No. 2 – Approval of the minutes of September 12, 2013**

The Minutes from the Council meeting of September 12, 2013, were presented.

*The DADS Council unanimously approved the minutes of the September 12, 2013, DADS Council meeting.*

**Agenda Item No. 3 – Commissioner’s Quarterly Update**

Commissioner Jon Weizenbaum informed the council about various activities including:

- The selection of Lynn Blackmore as the Chief Operating Officer effective November 1, 2013, and the selection of Donna Jessee as the Director of the Center for Policy and Innovation effective December 1, 2013.

**Agenda Item No. 4 – General Public Comment**

No public comment was presented.

**Informational Items:**

**Agenda Item No. 5a – Amendments to §355.314, Supplemental Payments to Non-State Government-Owned Nursing Facilities, under Title 1 of the Texas Administrative Code, Part 15, Chapter 355, Subchapter C**

Pam McDonald, HHSC, presented this agenda item.
Recommendation to Propose:

Agenda Item No. 6a – Recommendation to propose amendments to several sections in 40 TAC Chapter 9, Subchapter D, Home and Community-based Services (HCS) Program

Dana Williamson, DADS, presented this agenda item. Discussion followed.

Public Comment was presented by:
Kathy Griffith - PACSTX

Glyn Crane made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of rules governing the Home and Community-Based Services Program, as presented in Agenda Item 6a. Judy Foster seconded and the motion was approved.

Agenda Item No. 6b – Recommendation to propose amendments to Community Care for Aged and Disabled, §355.502, Reimbursement Methodology for Common Services in Home and Community-Based Services Waivers and §355.505, Reimbursement Methodology for the Community Living Assistance and Support Services Waiver Program, under Title 1 of the Texas Administrative Code (TAC), Part 15, Chapter 355, Subchapter E; and §355.723, Reimbursement Methodology for Home and Community-Based Services and Texas Home Living Programs, under Title 1 of the TAC, Part 15, Chapter 355, Subchapter F

Judy Myers, HHSC, presented this agenda item. Discussion followed.

No public comment was presented.

Sheri Harmonson made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of rules governing the reimbursement methodologies for the HCS, CLASS and Texas Home Living Programs, as presented in Agenda Item 6b. J. Russell Shannon seconded and the motion was approved.

Agenda Item 6c – Recommendation to propose amendments to certain sections in 40 TAC Chapter 55, Contracting to Provide Home-Delivered Meals

Dana Williamson, DADS, presented this agenda item. Discussion followed.

No public comment was presented.
J. Russell Shannon made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of rules governing home-delivered meals, as presented in Agenda Item 6c. Judy Foster seconded and the motion was approved.

Agenda Item No. 6d – Recommendation to propose amendments to §§68.101, 68.102, and 68.103 in 40 TAC Chapter 68, Electronic Visit Verification (EVV) System

Dana Williamson, DADS, presented this agenda item. Discussion followed.

Public Comment was presented by:
Marissa Machado – TAHC&H

Judy Foster made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of rules governing electronic visit verification, as presented in Agenda Item 6d except CBA nursing services are excluded from the amendment. Barry L. Anderson seconded and the motion was approved.

Agenda Item No. 6e – Recommendation to propose new §19.345 and amendments to §19.2322 in 40 TAC Chapter 19, Nursing Facility Requirements for Licensure and Medicaid Certification

Dana McGrath, DADS, presented this agenda item. Discussion followed.

No public comment was presented.

Judy Foster made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of rules governing small house and household nursing facilities, as presented in Agenda Item 6e. Sheri Harmonson seconded and the motion was approved.

Agenda Item No. 6f – Recommendation to propose amendments to 40 TAC §61.103, Definitions, and §61.106, Relationship of Private Organizations to DADS and Employees of DADS, in Chapter 61, Volunteer and Community Engagement

Betsey Bishop, DADS, presented this agenda item. Discussion followed.

No public comment was presented.
Sheri Harmonson made the motion that the Council recommend for proposal by the Health and Human Services Commission the amendment of a rules governing the volunteer services state council, as presented in Agenda Item 6f. Glyn Crane seconded and the motion was approved.

**Agenda Item No. 7 – Adjournment**

Chair Sharon Swift Butterworth adjourned the meeting at 10:02 a.m.