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 John Cuellar, Vice Chair Ann Schneider, Glyn Crane, Judy Foster, Donna Stauber, Barry L. Anderson and Dr. Edward Yosowitz. Commissioner Jon Weizenbaum and other DADS staff were present. Lawrence Hornsby served as Parliamentarian. Council member Sheri Harmonson was unable to attend the meeting.

Agenda Item No. 1 – Call to Order

Chair John Cuellar called the meeting to order at 8:35 a.m.

Agenda Item No. 2a – Approval of the minutes of September 11, 2014

The Minutes from the Council meeting of September 11, 2014, were presented.

The DADS Council unanimously approved the minutes of the September 11, 2014, DADS Council meeting.

Agenda Item No. 2b – Approval of the minutes of October 14, 2014 Emergency Council Meeting on Sunset Recommendations

The Minutes from the Council meeting of October 14, 2014 Emergency Council Meeting on Sunset Recommendations were presented.

The DADS Council unanimously approved the minutes of the October 14, 2014 DADS Emergency Council meeting.

Agenda Item No. 3 – Commissioner’s Quarterly Update

Commissioner John Weizenbaum informed the council about staffing changes including:

- The selection of Hilary Andersen as the DADS Council Liaison
- The selection of Heather Hall as the DAD IT Director
- The retirement of Jose ‘Chema’ Saenz as the Stakeholder Relations Manager

Agenda Item No. 4 – General Public Comment

Public Comment was presented by:
Anita Chambers - citizen concerned with the abuse and neglect of her disabled husband
Agenda Item No. 5- HHSC Informational Item:

Agenda Item No. 5a – Intermediate Care Facilities (ICF) for Individuals with Intellectual Disabilities (IID) High Medical Needs Reimbursement Methodology

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

No public comment was presented.

*DADS Council does not vote on informational items.*

Agenda Item No. 6a – Recommendation to propose new §355.9090 to establish a reimbursement methodology for services provided under Community First Choice (CFC)

Pam McDonald, HHSC, 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 a new rule governing a reimbursement methodology for services provided under Community First Choice, as presented in Agenda Item 6a. Barry Anderson seconded and the motion was approved.*

Agenda Item 6b – Recommendation to propose amendments to certain sections, the repeal of a section, and new sections in 40 TAC Chapter 45, Community Living Assistance and Support Services.

Dana Williamson, DADS, presented this agenda item.

Public Comment was presented by:
Marissa Machado- Texas Association for Home Care and Hospice – provided written and oral testimony.

*Judy Foster made the motion that the Council recommend for proposal by the Health and Human Services Commission amendments to rules, new rules, and the repeal of a rule governing the Community Living Assistance and Support Services Program, as presented in Agenda Item 6b, except that the date in Section 45.803(d)(20) be changed from December 1, 2014 to May 1, 2015. Barry Anderson seconded and the motion was approved.*
Agenda Item No. 6c – Recommendation to propose amendments to certain sections, new sections, and the repeal of certain sections in 40 TAC Chapter 62, Contracting to Provide Transition Assistance Services; and the repeal of §51.451 concerning transition assistance services, in 40 TAC Chapter 51, Medically Dependent Children Program.

Becky Hubik, DADS, presented this agenda item. Discussion followed.

No public comment was presented.

Ann Schneider made the motion that the Council recommend for proposal by the Health and Human Services Commission amendments to rules, new rules, and the repeal of rules governing transition assistance services, as presented in Agenda Item 6c. Glyn Crane seconded and the motion was approved.

Agenda Item No. 6d – Recommendation to propose amendments to several sections in 40 TAC Chapter 9, Subchapter D, Home and Community-based Services (HCS) Program and amendments to §§9.553, 9.576, and 9.577, in 40 TAC Chapter 9, Subchapter N, Texas Home Living (TxHmL) Program.

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

No public comment was presented.

Ann Schneider made the motion that the Council recommend for proposal by the Health and Human Services Commission amendments to rules governing the Home and Community-based Services Program and the Texas Home Living Program, as presented in Agenda Item 6d. Judy Foster seconded and the motion was approved.

Agenda Item No. 6e – Recommendation to propose new §19.1935 in 40 TAC Chapter 19, Nursing Facility Requirements for Licensure and Medicaid Certification.

Randy Rowley, DADS, presented this agenda item. Discussion followed.

No public comment was presented.

Dr. Edward Yosowitz made the motion that the Council recommend for proposal by the Health and Human Services Commission a new rule governing AEDs in nursing facilities, as presented in Agenda Item 6e. Donna Stauber seconded and the motion was approved.
Agenda Item No. 7 – Adjourn

Chair John Cuellar adjourned the meeting at 9:46 a.m.