

**Background:**

- **Stipends Grants Applications Approved** - TCDD Policies provide for the Executive Director to make final decisions about applications for Stipend Grants. Stipend applications were approved during the quarter from the following two organizations:
  1. American Association on Intellectual and Developmental Disabilities – for up to \$6,000 for the Texas Chapter: *2011 AAIDD-TX Convention* on July 20 - 22, 2011, in San Antonio.
  2. Texas Advocates: for up to \$6,000 for the *2011 Convention* on August 26-28, 2011, in San Antonio.
  
- **State and Federal Affairs Update** – A summary of key bills passed by the 82<sup>nd</sup> Texas Legislature is enclosed. TCDD staff will also provide update about various state and federal matters during the meetings.
  
- **TCDD Planning Calendar** – We have again included a calendar of key activities that will be discussed in Council and Committee meetings during the next year. A few staff activities are also included.
  
- **Attendance Report** – A quarterly summary of attendance of Council members at meetings is also enclosed.

**Important Terms:**

**Stipends Grants:** Organizations may apply for up to \$6000 to pay for conference registration, hotel rooms, attendants, respite, travel expenses, etc. for self-advocates and their family members to attend conferences and other events.

**Executive Committee**

**Agenda Item 5.**

**Expected Action:**

The Executive Committee will review the information provided and may provide guidance to staff.

## CONSUMER STIPENDS PROPOSALS

Date: 5/18/11

Executive Director Review

ITEM: 1

**Organization: American Association on Intellectual & Developmental Disabilities-Texas Chapter (AAIDD-TX)**  
**City, State: Austin, TX**

**Federal: \$ 6,000**  
**Match: \$ 1,000**

Event: Conference: 2011 AAIDD-TX Convention  
Date: July 19-22, 2011  
Location: The Westin Riverwalk  
City, State: San Antonio, Texas

Previously Funded: Yes: 2000, 2001, 2002, 2003, 2005, 2008, 2009, 2010

Comments: The convention's purpose is to provide attendees with information regarding best practices, technology, leadership, civil rights, and self-determination so that people with developmental disabilities can be better supported and empowered.

Considerations: The conference sponsors propose to provide stipends to cover:

|   |                   |
|---|-------------------|
| Lodging – 5 individuals   |                   |
| (5 @ \$106/night for 3 nights)  | = \$ 1,590        |
| Total lodging cost = \$160/invididual for a total of \$2,400 (the remainder will be met by matching funds)      |                   |
| Registration – 20 individuals   |                   |
| (20 @ \$230/night for 3 nights)   | = \$ 4,410        |
| Total registration cost = \$230/invididual for a total of \$4,600 (the remainder will be met by matching funds) |                   |
| <b>Total cost (federal):</b>  | <b>= \$ 6,000</b> |
|   |                   |
| Applicant match registration difference:  |                   |
| Registration – 20 individuals   |                   |
| (\$4,600 - \$4,410)   | = \$ 190          |
| Lodging – 5 individuals   |                   |
| (\$2,400 - \$1,590 = \$810)   | = \$ 810          |
| <b>Total cost (match):</b>  | <b>= \$ 1,000</b> |

Recommendation: Staff recommends funding. Proposal received 90 days prior to event.

Approved:    **yes**       **no** \_\_\_\_\_       **Date:** \_\_\_\_\_

Comments: \_\_\_\_\_



## Bill Status Report

Updated: July 2011

### BILLS WITH ADMINISTRATIVE IMPACT

#### PASSED

- HB 326** (Guillen) requires agencies to provide a list of all reports required by statute prior to undergoing sunset review. (Earliest effective date 6-17-11)
- HB 726** (Sheffield) requires agencies to provide information about publications to legislators electronically rather than by mail, and to provide reports to legislators only if required. (Earliest effective date 6-17-11)
- HB 1608** (Strama) allows retirees to make contributions to the charitable campaign via annuity deduction. (Earliest effective date 6-17-11)
- SB 602** (Rodriguez) allows information that must be withheld from disclosure to be redacted without requesting an AG opinion. (Effective 9-1-11)
- SB 652** (Hegar) Revises sunset review schedule for health and human services agencies (HHSC, DADS, DARS, DSHS, DFPS), GCPD, and TCDD to 2013. (Effective 9-1-11)
- SB 1269** (Wentworth) Provides that honoraria for public servants not be considered a political contribution. (Effective 9-1-11)
- SB 1638** (Davis, Wendy) allows employees to withhold emergency contact information from release under Public Information Act. (Earliest effective date 6-17-11)
- SB 1664** (Duncan) disallows payment to beneficiary convicted or adjudged of causing the death; allows retirees to make contributions to the charitable campaign via annuity deduction; modifies "Rule of 80" to require at least 10 years of service (vs. 5) of member hired after 9-1-09. (Effective date 9-1-11)

#### Employee Salaries and Benefits

- No cost-of-living increase for state employees
- No mandated furloughs or pay reductions
- Changes to employee benefits
  - State contributions stay at 100% / 50%, but cost will increase.
  - SB 1 would not require any changes to benefits, co-pays or deductibles. HB 1 would require changes.
  - Opt Out Incentive – \$60 incentive for employees to opt out of Group Benefits Plan.
  - Tiered Coinsurance – HB 1 directs ERS to implement a *tiered coinsurance plan* to add additional tiers of coinsurance at a 5 percent rate and a 2 percent rate on higher cost medical claims in order to share costs of and reduce utilization of higher cost medical procedures.
  - Tobacco User Premium Fee of \$30/month tobacco use surcharge for tobacco users.
  - ERS is required to either implement a Medicare Advantage program or change Medicare coordination of benefits to require retirees pay 30% coinsurance on GBP's portion of claims
  - State agencies and participating higher education institutions to contribute an amount equal to 1% of their base payrolls to the GBP

## Did Not Pass

### Agency Operations

- HB 176** (Jackson, Jim) provides that state agencies are not required to provide documents or website content in languages other than English.
- HB 608** (Zerwas) requires agencies to annually submit a report of cost of providing services or benefits to undocumented immigrants; and comptroller to provide a report to each legislature.
- HB 682** (Brown, Fred) requires agencies to contract with a private entity to lease advertising space on the agency's website. DIR to develop a standard contract for leasing advertising space that requires compliance with DIR rules re: content, composition and requirement for advertisements to be related to the purpose of the agency. Allows the leasing entity to retain administrative fees and remit remainder to the state general revenue fund.
- HB 1553** (Larson) requires agencies, nonprofits, etc. to identify citizenship before providing services; determine the cost of providing services to foreign citizens; provide information to comptroller. Requires Comptroller to provide report to Leadership & request reimbursement from foreign countries. Prohibits agencies from receiving appropriated funds unless complying with provisions.
- HB 1655** (Davis, Yvonne) requires agencies to promote purchase of goods manufactured, produced or grown in Texas or offered by Texas bidders and to give preference to such items unless the agency determines that such items are not reasonably available in sufficient quantities.
- HB 1850** (Elkins) requires proposed rules to be reviewed and approved by the standing committee of the House and Senate before adoption.
- HB 2977** (Hunter) prohibits members of a governmental body from transmitting electronic communications during a public meeting of the body.

### Open Government

- SB 1571** (Watson) requires a corporation, business entity, or nonprofit that performs a public function, provides research or consulting services, or conducts a study at the request of a government body to comply with the Public Information Act, and requires contracts between an agency and those entities to include such requirements.
- SB 1826** (Gallegos) modifies provisions of the Public Information Act to include email, letter or other written communications in the term "deliberation" when such communications originate from a member of the governmental body, are circulated among a quorum of members, and concern an issue within the body's jurisdiction.
- SB 375** (Wentworth) & **HB 1044** (Solomons) modifies the Public Information Act to provide that date of birth of state employees is not exempt from release unless included in excepted information elsewhere within the Act.

### Measures Impacting State Employees

- HB 2720** (Pitts) allows state agencies to require an employee to participate in involuntary furlough program without pay in order to balance the agency's budget. Employee continues to accrue service credit, vacation and sick leave and participate in the group insurance plan. The employee receives a salary during the furlough for the employee contribution to the retirement fund and for health insurance coverage selected by the employee.
- HB 2954** (Cain) proposes to eliminate longevity pay for state employees and limits merit raises.
- HB 3168** (Callegari) eliminates longevity pay for state employees; provides for merit pay; limits an agency to not more than \$200 per FTE yearly for merit pay; limits merit pay awards to not more than 10% of agency total and not more than 25% of an employee's base pay; requires agency workforce plans to include managerial training requirements & minimum annual training managerial requirements; requires each agency governing board to have agreements with upper management positions that include performance measures and targets.
- HB 3373** (Murphy) limits state contribution to 90% of the cost of group benefit plan for a spouse who participates in lieu of participating in another health benefit to which the spouse is eligible.
- HB 3496** (Darby) authorizes ERS to develop "health reimbursement arrangements" for retirees who are covered by Medicare that can pay cost of supplemental insurance or medical care.
- HB 3801** (Davis, Sarah) allows employees to request withholding of personal cell phone number, email addresses and date of birth.

### **Other Items**

**HB 1579** (Brown, Fred) and **HB 1599** (Rodriquez) allow non-profit organizations to access prison made articles and products.

**HB 1851** (Reynolds) requires agencies to give 1st preference to HUBs, 2nd preference to Texas vendors, unless bids are more than 105% of the bid from vendors from other states; and other provisions.

**HB 2550** (Elkins) proposes to abolish the Sunset Commission.

**Various Bills** allow agencies to reduce expenses by consolidating reports, contracting with another agency to carryout duties; using electronic means for billing, receipts, etc; adopting fees for performing functions.

# TCDD Planning Calendar

## August 2011

### August 2011

- **Quarterly Meetings**
  - **Council**
    - ✓ **Approve Operating Expense Budget for Following Year** – Executive Committee
    - ✓ **Preliminary Review of Biennial Disability Report Recommendations** (even-numbered years) – Committee of the Whole
    - ✓ **Approve State Plan / Amendments** – Committee of the Whole
    - ✓ **Approve extension and/or revisions to Memorandum of Understanding with TEA** – Executive Committee
    - ✓ **Approve Biennial Disability Report Special Focus**, (odd-numbered years) – Committee of the Whole
    - ✓ **Consideration of Possible TCDD Projects or Activities (every year)**; Summary of Texas Legislative Session (odd-number years)– Public Policy Committee
  - **Executive Committee**
    - ✓ **Review/Approve & Continuation Grant Awards**
    - ✓ 2012: Initial Review of TCDD Rules for Re-adoption
  - **Audit Committee**
    - ✓ **Review Status of Internal Auditing Activities for Current Year** (Optional)
  - **Project Development Committee**
    - ✓ **Consideration of Unsolicited Ideas**
- **State Plan / Amendments** – submitted electronically to ADD by August 15<sup>th</sup>
- 2013: TCDD Sunset Self-Evaluation Submitted (Estimated)
- 2014: TCDD Sunset Review update.

### September 2011

- **State Fiscal Year begins September 1**

### October 2011

- **Council and Federal Fiscal Year begins October 1**
- **Audit Committee Reviews and Approves Annual Internal Audit Report & Internal Audit Plan**

### November 2011

- **Annual Internal Audit Report and Audit Plan submitted to State Auditor & others by November 1<sup>st</sup>**
- **Quarterly Meetings**
  - **Council**
    - ✓ **Nominating Committee established**
    - ✓ **Approval of prior year Internal Audit Report and current year Internal Audit Plan**
    - ✓ **Biennial Report Recommendations Finalized** (even-numbered years) – C.O.W.
    - ✓ **Approval of TCDD Public Policy Priorities** (even-numbered years) – Public Policy Committee
- **Executive Committee – Approve Pool of Review Panel Members** (even-numbered years)
- 2012: Approval to Publish TCDD Rules for Re-adoption
- Fall 2013: Sunset staff prepare TCDD report; Sunset Commission holds public hearing, determine recommendations
- 2014: TCDD Sunset review update.

## December 2011

- 2012: Biennial Report submitted to Governor, Lt. Governor, Speaker, and HHSC Executive Commissioner – December 1<sup>st</sup> of **even** numbered years

## January 2012

- **Annual Report (PPR) submitted electronically submitted to ADD by January 1<sup>st</sup>**
- January 10, 2013: 83<sup>rd</sup> Texas Legislature convenes (2<sup>nd</sup> Tuesday of January)
- 2015 Only: Monitor Sunset Legislation to Reauthorize TCDD during 84<sup>th</sup> Legislature

## February 2012

- **Quarterly Meetings**
  - **Council**
    - ✓ **Vice-Chair elected**
    - ✓ **Consumer Member-at-large to Executive Committee elected**
    - ✓ Feb 2012: TCDD Sunset Review Update
  - **Project Development Committee**
    - ✓ **Consideration of Unsolicited Ideas**
  - **Executive Committee**
    - ✓ **Executive Session re: Personnel Matters**
  - Time allowed for Members to visit Senator and/or Representative (odd years)
- Terms of 1/3 of public members expire February 1 of odd years
- 2012: Final approval of TCDD Rules for Re-adoption
- 2014: TCDD Sunset review update
- 2015: Sunset Commission report for TCDD submitted to 84<sup>th</sup> Texas Legislature

## March 2012

- **Audit Committee Meeting**

## April 2012

- **Executive Committee**
  - **Consideration of Continuation Grant Awards**

## May 2012

- **Quarterly Meetings**
  - **Council**
    - ✓ **Approve Draft State Plan / Amendments for Public Comments** – Proj Dev. Committee
    - ✓ 2013 Only: Review TCDD Sunset Review Process; Timeline for Self-Evaluation
    - ✓ 2014 & 2015: TCDD Sunset Review Update
  - **Executive Committee**
    - ✓ **Consideration of Continuation Grant Awards**
  - **Public Policy Committee**
    - ✓ **Initial Consideration of Biennial Report Special Focus, if any (odd-numbered years)**
- May 28, 2013: 83<sup>rd</sup> Texas Legislature Adjourns Sine Die after 160 days in session

## June 2012

- **Beginning of Grant Projects Annual Budget Cycle (most projects)**

## July 2012

**TCDD QUARTERLY COUNCIL MEETINGS  
ATTENDANCE REPORT  
August 2009 – May 2011**

| <b>Council Member</b> | <b>5/11</b>   | <b>2/11<br/>meeting<br/>cancelled</b> | <b>11/10</b>      | <b>8/10</b>            | <b>5/10</b>   | <b>2/10</b>   | <b>11/09</b>   | <b>08/09</b>   |
|-----------------------|---------------|---------------------------------------|-------------------|------------------------|---------------|---------------|----------------|----------------|
| B. Coleman-Beattie    | P             | NA                                    | P                 | P                      | P             | EA-Th<br>P-FR | P              | P              |
| H. Adkins             | P             | NA                                    | P                 | P                      | P             | P             | P              | P              |
| K. Bissmeyer          | EA            | NA                                    | EA – Th<br>P - Fr | P                      | P             | P             | P              | P              |
| K. Blackmon           | P             | NA                                    | P                 | EA                     | P             | P             | EA- Th<br>P-Fr | P              |
| K. Cox                | P             | NA                                    | EA – Th<br>P - Fr | P                      | P             | P             | P              | P              |
| A. Crim               | P             | NA                                    | P                 | P                      | P             | P             | EA             | P              |
| M. Delgado            | P             | NA                                    | P                 | P                      | P             | P             | P              | P              |
| M. Durham             | P             | NA                                    | P<br>EA – Fr      | P                      | EA            | P             | P              | P              |
| M. Dwyer              | P             | NA                                    | EA                | P                      | EA            | EA            | P              | P              |
| C. Johnston           | EA            | NA                                    | P                 | P                      | P             | P             | P              | P -Th<br>EA-Fr |
| D. Kern               | EA            | NA                                    | P                 | P                      | EA            | P             | P              | P-Th<br>EA-Fr  |
| J. Morris             | P             | NA                                    | P                 | P                      | EA            | P             | EA             | P              |
| D. Perry              | EA            | NA                                    | P                 | EA                     | P             | P             | EA             | P              |
| D. Rasmussen          | EA            | NA                                    | P                 | P                      | P             | EA            | P              | P              |
| J. Rivas              | P             | NA                                    | P                 | P                      | P             | P             | P              | P              |
| L. Taylor             | P             | NA                                    | EA                | P                      | P             | P             | P              | P              |
| R. Tisch              | P             | NA                                    | P                 | P                      | P             | P             | P              | EA             |
| S. Vardell            | P             | NA                                    | EA                | P-Wed<br>EA-Th &<br>Fr | P             | P             | P              | P              |
| DRT (AI)              | P             | NA                                    | P                 | P                      | P             | EA-Th<br>P-Fr | P              | P              |
| UT CDS                | EA            | NA                                    | EA                | P                      | A             | EA            | P              | P              |
| A&M CDD               | EA            | NA                                    | EA                | P                      | P-Th<br>EA-Fr | P             | P              | P              |
| DADS                  | P             | NA                                    | P                 | P                      | P             | P             | P              | P              |
| DARS                  | P-Th<br>EA-Fr | NA                                    | EA                | P                      | P             | P             | P              | P              |
| DSHS                  | P             | NA                                    | P                 | P                      | P             | P-Th<br>EA-Fr | P              | P              |
| HHSC                  | P             | NA                                    | EA                | P-Th<br>EA-Fr          | P             | P             | P              | P              |
| TEA                   | P             | NA                                    | EA                | P                      | P             | P             | P              | P              |

**Key:** P = Present  
A = Absent  
EA = Excused Absence  
NA= Not Applicable