

1-1 By: Kolkhorst S.C.R. No. 33  
 1-2 (In the Senate - Filed March 8, 2017; March 16, 2017, read  
 1-3 first time and referred to Committee on Health & Human Services;  
 1-4 April 18, 2017, reported favorably by the following vote: Yeas 9,  
 1-5 Nays 0; April 18, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 SENATE CONCURRENT RESOLUTION

1-18 WHEREAS, The State of Texas entered into a system-wide  
 1-19 settlement agreement (the "2009 Settlement Agreement") with the  
 1-20 United States Department of Justice in 2009 to resolve the  
 1-21 department's investigations of the 12 state-supported living  
 1-22 centers operated by the Texas Department of Aging and Disability  
 1-23 Services, as well as the Intermediate Care Facilities for  
 1-24 Individuals with an Intellectual Disability or Related Conditions  
 1-25 component of the Rio Grande State Center operated by the Texas  
 1-26 Department of State Health Services (collectively, the "Centers");  
 1-27 and

1-28 WHEREAS, As required by Section 111.003(a)(2), Civil  
 1-29 Practice and Remedies Code, the Texas Legislature approved the 2009  
 1-30 Settlement Agreement in May 2009; and

1-31 WHEREAS, The State of Texas and the United States Department  
 1-32 of Justice have provisionally agreed to amend the 2009 Settlement  
 1-33 Agreement (the "Amended Agreement"), subject to legislative  
 1-34 approval; and

1-35 WHEREAS, The Amended Agreement restructures the monitoring  
 1-36 process, places greater focus on outcomes for the individuals  
 1-37 served by the Centers, and strengthens services for individuals who  
 1-38 move from a Center to live in community settings; and

1-39 WHEREAS, The Amended Agreement requires prior consent or  
 1-40 subsequent approval by the legislature; and

1-41 WHEREAS, The Amended Agreement provides the state with a  
 1-42 clear and achievable path to compliance that will enable the state  
 1-43 to exit the agreement without costly litigation; now, therefore, be  
 1-44 it

1-45 RESOLVED, That the 85th Legislature of the State of Texas  
 1-46 hereby approve the Amended Agreement.

1-47 \* \* \* \* \*