

4.A. EXCEPTIONAL ITEM REQUEST SCHEDULE
 79th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 10/7/2004
 TIME: 10:33:11AM

Agency code: 539

Agency name: AGING AND DISABILITY SERVICES

CODE	DESCRIPTION	Excp 2006	Excp 2007
	Item Name: Funding for the Guardianship Program		
	Item Priority: 4		
	Includes Funding for the Following Strategy or Strategies: 01-01-02 Long Term Care Functional Eligibility		
OBJECTS OF EXPENSE:			
1001	SALARIES AND WAGES	4,593,144	4,593,144
1002	OTHER PERSONNEL COSTS	193,320	193,320
2001	PROFESSIONAL FEES AND SERVICES	4,505	4,505
2003	CONSUMABLE SUPPLIES	35,618	35,618
2004	UTILITIES	80,268	80,268
2005	TRAVEL	378,068	378,068
2006	RENT - BUILDING	356,935	356,935
2007	RENT - MACHINE AND OTHER	16,481	16,481
2009	OTHER OPERATING EXPENSE	190,195	190,195
TOTAL, OBJECT OF EXPENSE		\$5,848,534	\$5,848,534

METHOD OF FINANCING:			
1	GENERAL REVENUE FUND	5,848,534	5,848,534
TOTAL, METHOD OF FINANCING		\$5,848,534	\$5,848,534

FULL-TIME EQUIVALENT POSITIONS (FTE):	91.00	91.00
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DESCRIPTION / JUSTIFICATION:
 Effective November, 2004, the Guardianship program will be transferred from the Department of Family and Protective Services (DFPS) to the Department of Aging and Disability Services (DADS). Through a combination of lapsed Title XX funds in FY 2004 and the availability of one-time funding in FY 2005, this transfer can be accomplished on a short-term basis without transferring funds from DFPS to DADS. However, for FY 2006-2007, this program needs to be fully funded as an Exceptional Item in order to avoid critical reductions to DADS operations.

EXTERNAL/INTERNAL FACTORS:

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CODE DESCRIPTION

Excp 2006

Excp 2007

As of November 2003, 77 counties were covered by 25 local or county-based guardianship and/or money management programs, most of which use volunteers. Adult Protective Services (APS) is sometimes appointed in these counties in cases that are too complex for volunteers, and professional case management is needed. In counties without local programs, courts look to APS as a resource in all kinds of cases, even those outside the program's statutory responsibility. As of May 2004, APS contracted with 6 local guardianship programs for 186 cases.

Finding appropriate long-term care services for individuals who are wards of the state who are aging out of Child Protective Services (CPS) conservatorship remains a challenge. As adults, these individuals no longer qualify to receive the federal funds that paid for their care while in CPS conservatorship. Service options and placements appropriate for these young wards are limited and often have extremely long waiting lists.

The state's implementation of the Olmstead decision may increase the demand for guardianships, unless alternate procedures are established. Surrogate decision-making procedures are in place for persons served in MH/MR facilities and in ICF/MRs but comparable procedures do not exist for incapacitated persons in the community. When treatment and placement decisions are needed for persons leaving nursing homes, MH/MR facilities and ICF/MR caregivers may request, and courts may order, guardianships from a state entity.

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4.B. EXCEPTIONAL ITEMS STRATEGY ALLOCATION SCHEDULE
 79th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 10/6/2004
 TIME: 1:28:51PM

Agency code: 539 Agency name: AGING AND DISABILITY SERVICES

		Excp 2006	Excp 2007
Item Name:	Funding for the Guardianship Program		
Allocation to Strategy:	1-1-2 Long Term Care Functional Eligibility		
OBJECTS OF EXPENSE:			
1001	SALARIES AND WAGES	4,593,144	4,593,144
1002	OTHER PERSONNEL COSTS	193,320	193,320
2001	PROFESSIONAL FEES AND SERVICES	4,505	4,505
2003	CONSUMABLE SUPPLIES	35,618	35,618
2004	UTILITIES	80,268	80,268
2005	TRAVEL	378,068	378,068
2006	RENT - BUILDING	356,935	356,935
2007	RENT - MACHINE AND OTHER	16,481	16,481
2009	OTHER OPERATING EXPENSE	190,195	190,195
TOTAL, OBJECT OF EXPENSE		\$5,848,534	\$5,848,534
METHOD OF FINANCING:			
	1 GENERAL REVENUE FUND	5,848,534	5,848,534
TOTAL, METHOD OF FINANCING		\$5,848,534	\$5,848,534
FULL-TIME EQUIVALENT POSITIONS (FTE):		91.0	91.0