

By: Cole

H.B. No. 1362

A BILL TO BE ENTITLED

AN ACT

relating to the coverage and provision of abortion under a health benefit plan and certain programs administered by this state.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 32.024, Human Resources Code, is amended by amending Subsection (e) and adding Subsection (mm) to read as follows:

(e) The commission may not authorize the provision of any service to any person under the program unless federal matching funds are available to pay the cost of the service, except that the commission shall provide abortion services regardless of whether federal matching funds are available to pay for the cost of those services.

(mm) The commission shall provide abortion services under the medical assistance program in accordance with applicable state and federal law.

SECTION 2. The following provisions are repealed:

- (1) Section 32.005, Health and Safety Code;
- (2) Section 32.024(c-1), Human Resources Code;
- (3) Chapter 1218, Insurance Code; and
- (4) Subtitle M, Title 8, Insurance Code.

SECTION 3. If before implementing any provision of this Act a state agency determines that a waiver or authorization from a federal agency is necessary for implementation of that provision,

1 the agency affected by the provision shall request the waiver or
2 authorization and may delay implementing that provision until the
3 waiver or authorization is granted.

4 SECTION 4. This Act takes effect September 1, 2021.