

1-1 By: Blanco, Johnson S.B. No. 1911
 1-2 (In the Senate - Filed March 12, 2021; April 1, 2021, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 April 20, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 8, Nays 0; April 20, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1911 By: Buckingham

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the content of an application for Medicaid.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Section 32.025, Human Resources Code, is amended
 1-24 by amending Subsection (g) and adding Subsection (h) to read as
 1-25 follows:
 1-26 (g) The application form, including a renewal form, adopted
 1-27 under this section must include:
 1-28 (1) for an applicant who is pregnant, a question
 1-29 regarding whether the pregnancy is the woman's first gestational
 1-30 pregnancy; ~~and~~
 1-31 (2) for all applicants, a question regarding the
 1-32 applicant's preferences for being contacted that provides the
 1-33 applicant with the option to be contacted~~, as follows:~~
 1-34 ~~["If you are determined eligible for benefits,~~
 1-35 ~~your managed care organization or health plan provider may contact~~
 1-36 ~~you] by telephone, text message, or e-mail about health care~~
 1-37 ~~matters, including reminders for appointments and information~~
 1-38 ~~about immunizations or well check visits; and~~
 1-39 (3) language that:
 1-40 (A) notifies the applicant that, if determined
 1-41 eligible for benefits, all preferred contact methods listed on the
 1-42 application and renewal forms will be shared with the applicant's
 1-43 managed care organization or health plan provider;
 1-44 (B) allows the applicant to consent to being
 1-45 contacted through the preferred contact methods by the applicant's
 1-46 managed care organization or health plan provider; and
 1-47 (C) explains the security risks of electronic
 1-48 communication. [All preferred methods of contact listed on this
 1-49 application will be shared with your managed care organization or
 1-50 health plan provider. Please indicate below your preferred methods
 1-51 of contact in order of preference, with the number 1 being the most
 1-52 preferable method:
 1-53 ~~[(1) By telephone (if contacted by cellular telephone,~~
 1-54 ~~the call may be autodialed or prerecorded, and your carrier's usage~~
 1-55 ~~rates may apply)? Yes No~~
 1-56 ~~[Telephone number: _____~~
 1-57 ~~[Order of preference: 1 2 3 (circle a number)~~
 1-58 ~~[(2) By text message (a free autodialed service, but~~
 1-59 ~~your carrier may charge message and data rates)? Yes No~~
 1-60 ~~[Cellular telephone number: _____~~

2-1 [~~Order of preference: 1 2 3 (circle a number)~~
2-2 [~~(3) By e-mail? Yes No~~
2-3 [~~E-mail address: _____~~
2-4 [~~Order of preference: 1 2 3 (circle a number)"]~~]

2-5 (h) For purposes of Subsections (g)(2) and (3), the
2-6 commission shall implement a process to:

2-7 (1) transmit the applicant's preferred contact methods
2-8 and consent to the managed care organization or health plan
2-9 provider;

2-10 (2) allow an applicant to change the applicant's
2-11 preferences in the future, including providing for an option to opt
2-12 out of electronic communication; and

2-13 (3) communicate updated information to the managed
2-14 care organization or health plan provider.

2-15 SECTION 2. Not later than January 1, 2022, the executive
2-16 commissioner of the Health and Human Services Commission shall
2-17 adopt a revised application form for medical assistance benefits
2-18 that conforms to the requirements of Section 32.025(g), Human
2-19 Resources Code, as amended by this Act.

2-20 SECTION 3. If before implementing any provision of this Act
2-21 a state agency determines that a waiver or authorization from a
2-22 federal agency is necessary for implementation of that provision,
2-23 the agency affected by the provision shall request the waiver or
2-24 authorization and may delay implementing that provision until the
2-25 waiver or authorization is granted.

2-26 SECTION 4. This Act takes effect immediately if it receives
2-27 a vote of two-thirds of all the members elected to each house, as
2-28 provided by Section 39, Article III, Texas Constitution. If this
2-29 Act does not receive the vote necessary for immediate effect, this
2-30 Act takes effect September 1, 2021.

2-31 * * * * *