

By: Oliverson

H.B. No. 17

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the provision of certain behavioral health services,  
3 including intensive outpatient services and partial  
4 hospitalization services, under Medicaid.

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

6 SECTION 1. Section 533.00255(a), Government Code, is  
7 amended to read as follows:

8 (a) In this section:

9 (1) "Behavioral [~~,"behavioral~~] health services"  
10 means mental health and substance use [~~abuse~~] disorder services.  
11 The term includes intensive outpatient services and partial  
12 hospitalization services.

13 (2) "Intensive outpatient services" means outpatient  
14 treatment services, including treatment services for substance use  
15 disorders, depression, eating disorders, and other mental health  
16 conditions that do not require detoxification or 24-hour  
17 supervision, provided to patients who require a time-limited,  
18 multifaceted array of services, structures, and supports by a team  
19 of clinical staff capable of providing, at a minimum, the following  
20 services:

21 (A) individual counseling;

22 (B) group counseling;

23 (C) family counseling;

24 (D) motivational enhancement training; and

1                   (E) relapse prevention, drug refusal, and coping  
2 skills training.

3                   (3) "Partial hospitalization services" means distinct  
4 and organized intensive ambulatory treatment services provided for  
5 periods of not more than 24 hours at a location other than a  
6 patient's home or in an inpatient or a residential care setting.  
7 The term includes the services described by 42 C.F.R. Section  
8 410.43(a)(4).

9                   SECTION 2. If before implementing any provision of this Act  
10 a state agency determines that a waiver or authorization from a  
11 federal agency is necessary for implementation of that provision,  
12 the agency affected by the provision shall request the waiver or  
13 authorization and may delay implementing that provision until the  
14 waiver or authorization is granted.

15                   SECTION 3. This Act takes effect on the 91st day after the  
16 last day of the legislative session.