

By: Manuel

H.B. No. 3265

A BILL TO BE ENTITLED

AN ACT

relating to the submission of certain reports by the Health and Human Services Commission.

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

SECTION 1. Section 531.06021(b), Government Code, is amended to read as follows:

(b) The [~~Not later than the 30th day after the last day of each state fiscal quarter, the~~] commission shall submit to the governor, the lieutenant governor, the speaker of the house of representatives, the Legislative Budget Board, and each standing legislative committee with primary jurisdiction over Medicaid a semiannual report containing, for the preceding six-month period [~~most recent state fiscal quarter~~], the following information and data related to access to care for Medicaid recipients receiving benefits under the medically dependent children (MDCP) waiver program:

(1) enrollment in the Medicaid buy-in for children program implemented under Section 531.02444;

(2) [~~requests relating to interest list placements under Section 531.0601,~~

~~(3)] use of the Medicaid escalation help line established under Section 533.00253 [~~, if the help line was operational during the applicable state fiscal quarter~~];~~

(3) [~~(4)] use of, requests for, and outcomes of the~~

1 external medical review procedure established under Section
2 531.024164; and

3 (4) [~~(5)~~] complaints relating to the medically
4 dependent children (MDCP) waiver program, categorized by
5 disposition.

6 SECTION 2. Section 536.003(g), Government Code, is amended
7 to read as follows:

8 (g) The commission shall include aggregate, nonidentifying
9 data collected using the quality-based outcome measure described by
10 Subsection (f) in the biennial [~~annual~~] report required by Section
11 536.008 and may include the data in any other report required by
12 this chapter. The commission shall determine the appropriateness
13 of including the quality-based outcome measure described by
14 Subsection (f) in the quality-based payments and payment systems
15 developed under Sections 536.004 and 536.051.

16 SECTION 3. The heading to Section 536.008, Government Code,
17 is amended to read as follows:

18 Sec. 536.008. BIENNIAL [~~ANNUAL~~] REPORT.

19 SECTION 4. Section 536.008(a), Government Code, is amended
20 to read as follows:

21 (a) The commission shall submit to the legislature and make
22 available to the public a biennial [~~an annual~~] report regarding:

23 (1) the quality-based outcome and process measures
24 developed under Section 536.003, including measures based on each
25 potentially preventable event; and

26 (2) the progress of the implementation of
27 quality-based payment systems and other payment initiatives

1 implemented under this chapter.

2 SECTION 5. Sections 32.155(d) and (e), Health and Safety
3 Code, are amended to read as follows:

4 (d) The commission shall prepare and submit to the
5 legislature and make available to the public a biennial [~~an annual~~]
6 report that summarizes:

7 (1) the commission's progress in developing or
8 enhancing initiatives under this section; and

9 (2) each managed care organization's progress in
10 incorporating the required initiatives in the organization's
11 managed care plans.

12 (e) The commission shall [~~may~~] submit the report required
13 under Subsection (d) with the report required under Section
14 536.008, Government Code.

15 SECTION 6. Section 255.005, Health and Safety Code, is
16 amended to read as follows:

17 Sec. 255.005. BIENNIAL REPORT. (a) The Health and Human
18 Services Commission [~~department~~] shall assess and evaluate the
19 effectiveness of the quality assurance early warning system and
20 shall report its findings biennially [~~annually~~] to the governor,
21 the lieutenant governor, and the speaker of the house of
22 representatives.

23 (b) The Health and Human Services Commission shall submit
24 the report required under this section with the report required
25 under Section 536.008, Government Code.

26 SECTION 7. If before implementing any provision of this Act
27 a state agency determines that a waiver or authorization from a

1 federal agency is necessary for implementation of that provision,
2 the agency affected by the provision shall request the waiver or
3 authorization and may delay implementing that provision until the
4 waiver or authorization is granted.

5 SECTION 8. This Act takes effect September 1, 2023.