

1-1 By: Manuel (Senate Sponsor - Alvarado) H.B. No. 3265
 1-2 (In the Senate - Received from the House May 8, 2023;
 1-3 May 9, 2023, read first time and referred to Committee on Health &
 1-4 Human Services; May 18, 2023, reported favorably by the following
 1-5 vote: Yeas 7, Nays 1; May 18, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
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 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the submission of certain reports by the Health and
 1-20 Human Services Commission.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 531.06021(b), Government Code, is
 1-23 amended to read as follows:

1-24 (b) ~~The [Not later than the 30th day after the last day of~~
 1-25 ~~each state fiscal quarter, the]~~ commission shall submit to the
 1-26 governor, the lieutenant governor, the speaker of the house of
 1-27 representatives, the Legislative Budget Board, and each standing
 1-28 legislative committee with primary jurisdiction over Medicaid a
 1-29 semiannual report containing, for the preceding six-month period
 1-30 ~~[most recent state fiscal quarter]~~, the following information and
 1-31 data related to access to care for Medicaid recipients receiving
 1-32 benefits under the medically dependent children (MDCP) waiver
 1-33 program:

1-34 (1) enrollment in the Medicaid buy-in for children
 1-35 program implemented under Section 531.02444;

1-36 (2) ~~[requests relating to interest list placements~~
 1-37 ~~under Section 531.0601,~~

1-38 ~~[(3)]~~ use of the Medicaid escalation help line
 1-39 established under Section 533.00253~~[, if the help line was~~
 1-40 ~~operational during the applicable state fiscal quarter];~~

1-41 (3) ~~[(4)]~~ use of, requests for, and outcomes of the
 1-42 external medical review procedure established under Section
 1-43 531.024164; and

1-44 (4) ~~[(5)]~~ complaints relating to the medically
 1-45 dependent children (MDCP) waiver program, categorized by
 1-46 disposition.

1-47 SECTION 2. Section 536.003(g), Government Code, is amended
 1-48 to read as follows:

1-49 (g) The commission shall include aggregate, nonidentifying
 1-50 data collected using the quality-based outcome measure described by
 1-51 Subsection (f) in the biennial ~~[annual]~~ report required by Section
 1-52 536.008 and may include the data in any other report required by
 1-53 this chapter. The commission shall determine the appropriateness
 1-54 of including the quality-based outcome measure described by
 1-55 Subsection (f) in the quality-based payments and payment systems
 1-56 developed under Sections 536.004 and 536.051.

1-57 SECTION 3. The heading to Section 536.008, Government Code,
 1-58 is amended to read as follows:

1-59 Sec. 536.008. BIENNIAL ~~[ANNUAL]~~ REPORT.

1-60 SECTION 4. Section 536.008(a), Government Code, is amended
 1-61 to read as follows:

2-1 (a) The commission shall submit to the legislature and make
2-2 available to the public a biennial [~~an annual~~] report regarding:

2-3 (1) the quality-based outcome and process measures
2-4 developed under Section 536.003, including measures based on each
2-5 potentially preventable event; and

2-6 (2) the progress of the implementation of
2-7 quality-based payment systems and other payment initiatives
2-8 implemented under this chapter.

2-9 SECTION 5. Sections 32.155(d) and (e), Health and Safety
2-10 Code, are amended to read as follows:

2-11 (d) The commission shall prepare and submit to the
2-12 legislature and make available to the public a biennial [~~an annual~~]
2-13 report that summarizes:

2-14 (1) the commission's progress in developing or
2-15 enhancing initiatives under this section; and

2-16 (2) each managed care organization's progress in
2-17 incorporating the required initiatives in the organization's
2-18 managed care plans.

2-19 (e) The commission shall [~~may~~] submit the report required
2-20 under Subsection (d) with the report required under Section
2-21 536.008, Government Code.

2-22 SECTION 6. Section 255.005, Health and Safety Code, is
2-23 amended to read as follows:

2-24 Sec. 255.005. BIENNIAL REPORT. (a) The Health and Human
2-25 Services Commission [~~department~~] shall assess and evaluate the
2-26 effectiveness of the quality assurance early warning system and
2-27 shall report its findings biennially [~~annually~~] to the governor,
2-28 the lieutenant governor, and the speaker of the house of
2-29 representatives.

2-30 (b) The Health and Human Services Commission shall submit
2-31 the report required under this section with the report required
2-32 under Section 536.008, Government Code.

2-33 SECTION 7. If before implementing any provision of this Act
2-34 a state agency determines that a waiver or authorization from a
2-35 federal agency is necessary for implementation of that provision,
2-36 the agency affected by the provision shall request the waiver or
2-37 authorization and may delay implementing that provision until the
2-38 waiver or authorization is granted.

2-39 SECTION 8. This Act takes effect September 1, 2023.

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