

By: Perry

S.B. No. 905

A BILL TO BE ENTITLED

AN ACT

relating to the provision of certain intensive outpatient services and partial hospitalization services under Medicaid.

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

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

(a) In this section:

(1) "Behavioral [,"behavioral] health services" means mental health and substance use [~~abuse~~] disorder services.

The term includes intensive outpatient services and partial hospitalization services.

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

(A) individual counseling;

(B) group counseling;

(C) family counseling;

(D) motivational enhancement training; and

(E) relapse prevention, drug refusal, and coping

1 skills training.

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

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

14 SECTION 3. This Act takes effect September 1, 2023.