

By: Rodriguez

H.B. No. 40

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the filing of a lien against the home of certain  
3 Medicaid recipients.

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

5 SECTION 1. Section 531.077, Government Code, as added by  
6 Chapter 198, Acts of the 78th Legislature, Regular Session, 2003,  
7 is amended by adding Subsection (c) to read as follows:

8 (c) The state may not file a lien under this section against  
9 the residence homestead of a recipient of medical assistance under  
10 Chapter 32, Human Resources Code, if:

11 (1) the recipient receives an exemption under Section  
12 11.13, Tax Code, for the residence homestead; and

13 (2) the market value of the residence homestead,  
14 according to the most recent certified appraisal roll for the  
15 county in which the property is located, is not greater than  
16 \$150,000.

17 SECTION 2. This Act takes effect on the 91st day after the  
18 last day of the legislative session.