

By: Delisi

H.B. No. 989

A BILL TO BE ENTITLED

AN ACT

relating to the provision of medications and medical supplies under the medical assistance program.

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

SECTION 1. Chapter 32, Human Resources Code, is amended by adding Section 32.054 to read as follows:

Sec. 32.054. MEDICATIONS AND MEDICAL SUPPLIES. The department shall adopt rules establishing procedures for:

(1) the bulk purchasing of medically necessary, over-the-counter medications and medical supplies that were previously being provided via prescription; and

(2) the distribution of these over-the-counter medications and medical supplies to providers based upon historic Medicaid and Children's Health Insurance Program utilization rates of the over-the-counter products purchased under this section.

SECTION 2. WAIVER. If before implementing Section 1 of this Act, the Health and Human Services Commission determines that a waiver or authorization from a federal agency is necessary for implementation, the commission shall request the waiver or authorization and may delay implementing this Act until the waiver or authorization is granted.

SECTION 3. EFFECTIVE DATE. This Act takes effect immediately.