

1-1 By: Delisi (Senate Sponsor - Nelson) H.C.R. No. 56  
1-2 (In the Senate - Received from the House April 10, 2003;  
1-3 April 14, 2003, read first time and referred to Committee on Health  
1-4 and Human Services; May 2, 2003, reported adversely, with  
1-5 favorable Committee Substitute by the following vote: Yeas 8, Nays  
1-6 0; May 2, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.C.R. No. 56 By: Nelson

1-8 HOUSE CONCURRENT RESOLUTION

1-9 WHEREAS, State Medicaid spending currently accounts for  
1-10 approximately 22 percent of total state spending; and

1-11 WHEREAS, Under the Federal Medical Assistance Percentage,  
1-12 the federal share of state Medicaid spending provided to the State  
1-13 of Texas has decreased by 4.2 percent over the past 10 years; and

1-14 WHEREAS, Average monthly Medicaid caseloads in the State of  
1-15 Texas are projected to increase to 2,885,583 by fiscal year 2005  
1-16 from 2,376,193 in fiscal year 2003; and

1-17 WHEREAS, Prescription drug costs are a major factor driving  
1-18 Medicaid expenditures, and annual Medicaid prescription levels in  
1-19 the State of Texas are projected to rise to 40,257,515 by fiscal  
1-20 year 2005, from 33,859,094 in fiscal year 2003; and

1-21 WHEREAS, The Congressional Budget Office projects that  
1-22 Medicaid spending under the current system will more than double by  
1-23 the year 2012; and

1-24 WHEREAS, Section 1115 of the Social Security Act grants the  
1-25 Secretary of Health and Human Services broad authority to waive  
1-26 certain laws relating to Medicaid or SCHIP for the purpose of  
1-27 conducting pilot, experimental or demonstration projects which are  
1-28 likely to promote the objectives of the program; and

1-29 WHEREAS, Section 1115 demonstration waivers allow states to  
1-30 change provisions of their Medicaid or SCHIP programs, including  
1-31 eligibility requirements, the scope of services available, the  
1-32 freedom to choose a provider, a provider's choice to participate in  
1-33 a plan, the method of reimbursing providers, and the statewide  
1-34 application of the program; and

1-35 WHEREAS, The State of Florida has successfully experimented  
1-36 with the "cash and counsel" program, a consumer directed care model  
1-37 for the purchase of attendant care and other community care  
1-38 services under a Section 1115 demonstration waiver; and

1-39 WHEREAS, In early 2002, both houses of the legislature of the  
1-40 State of Florida voted unanimously to continue with a consumer  
1-41 directed care approach for the purchase of attendant care and other  
1-42 community care services; now, therefore, be it

1-43 RESOLVED, That the 78th Legislature of the State of Texas  
1-44 hereby respectfully urge the Secretary of the United States  
1-45 Department of Health and Human Services to authorize any section  
1-46 1115 demonstration waivers, and any other related waivers,  
1-47 requested by State of Texas for the purposes of implementing a  
1-48 consumer directed care program for the purchase of attendant care  
1-49 and other community care services under the state Medicaid program;  
1-50 and, be it further

1-51 RESOLVED, That the Texas secretary of state forward official  
1-52 copies of this resolution to the president of the United States, the  
1-53 speaker of the house of representatives and the president of the  
1-54 senate of the United States Congress, the secretary of the United  
1-55 States Department of Health and Human Services and all the members  
1-56 of the Texas delegation to the congress with the request that this  
1-57 resolution be officially entered into the Congressional Record of  
1-58 the United States of America.

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