

By: Jackson

S.B. No. 1756

A BILL TO BE ENTITLED

AN ACT

relating to Medicaid incentive payments for direct nursing care provided by nursing homes.

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

SECTION 1. Section 32.028, Human Resources Code, is amended by adding Subsection (i) to read as follows:

(i) Notwithstanding Subsection (g), the Health and Human Services Commission shall ensure that rules governing the incentive program described by Subsection (g)(1):

(1) provide that participation by a nursing home in the incentive program is completely voluntary; and

(2) do not impose a minimum spending requirement for direct care staff or direct care wages and benefits on a nursing home that does not participate in the incentive program.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2003.