

By: Hupp

H.B. No. 1912

Substitute the following for H.B. No. 1912:

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C.S.H.B. No. 1912

A BILL TO BE ENTITLED

AN ACT

1
2 relating to rates for medical services provided by the Department
3 of Assistive and Rehabilitative Services.

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

5 SECTION 1. Subchapter D, Chapter 117, Human Resources Code,
6 is amended by adding Section 117.074 to read as follows:

7 Sec. 117.074. RATES FOR MEDICAL SERVICES. (a) The executive
8 commissioner by rule shall adopt standards governing the
9 determination of rates paid for medical services provided under
10 this chapter. The rules must provide for an annual reevaluation of
11 the rates.

12 (b) The executive commissioner shall establish a schedule
13 of rates based on the standards adopted under Subsection (a). In
14 adopting the rate schedule, the executive commissioner shall:

15 (1) compare the proposed rate schedule to other
16 cost-based and resource-based rates for medical services,
17 including rates paid under the Medicaid and Medicare programs; and

18 (2) for any rate adopted that exceeds the Medicaid or
19 Medicare rate for the same or a similar service, document the
20 reasons why the adopted rate reflects consideration of the best
21 value, provider availability, and consumer choice.

22 (c) The executive commissioner shall provide notice to
23 interested persons and allow those persons to present comments
24 before adopting the standards and schedule of rates under

1 Subsections (a) and (b).

2 SECTION 2. Sections 91.029, 111.0551, and 111.0552, Human
3 Resources Code, are repealed.

4 SECTION 3. This Act takes effect September 1, 2005.