

By: Dukes

H.B. No. 322

Substitute the following for H.B. No. 322:

By: Rose

C.S.H.B. No. 322

A BILL TO BE ENTITLED

1

AN ACT

2 relating to a study regarding the costs and benefits of providing  
3 presumptive eligibility for Medicaid to certain individuals with  
4 disabilities.

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

6 SECTION 1. STUDY REGARDING COSTS AND BENEFITS OF  
7 PRESUMPTIVE ELIGIBILITY FOR CERTAIN PERSONS. (a) The Health and  
8 Human Services Commission shall conduct a study to determine the  
9 costs and benefits to this state of providing presumptive  
10 eligibility for Medicaid to each person who:

11 (1) appears to meet the income and asset limits for  
12 Supplemental Security Income (SSI) benefits under 42 U.S.C. Section  
13 1381 et seq.;

14 (2) does not receive those benefits; and

15 (3) is disabled, provided that the process for  
16 determining whether the person is disabled meets the requirements  
17 of 42 C.F.R. 435.540 and 435.541.

18 (b) The study shall examine:

19 (1) the administrative costs this state would incur in  
20 providing the presumptive eligibility for Medicaid to persons  
21 described by Subsection (a) of this section;

22 (2) other costs associated with providing the  
23 presumptive eligibility; and

24 (3) the benefits to this state and to political

1 subdivisions of this state of providing the presumptive  
2 eligibility, including:

3 (A) the savings that would be realized by  
4 allowing persons given presumptive eligibility for Medicaid to  
5 access health care services through Medicaid providers rather than  
6 local hospital emergency rooms; and

7 (B) the additional federal Medicaid funds that  
8 would be available to this state if the presumptive eligibility  
9 were provided.

10 (c) Not later than October 1, 2008, the Health and Human  
11 Services Commission shall submit to the governor, the lieutenant  
12 governor, the speaker of the house of representatives, and the  
13 presiding officers of the standing committees of the senate and  
14 house of representatives with primary jurisdiction over the  
15 Medicaid program a report on the costs and benefits of providing  
16 presumptive eligibility for Medicaid to persons described by  
17 Subsection (a) of this section. The report must include a  
18 description of any legislation necessary to provide the presumptive  
19 eligibility to those persons.

20 SECTION 2. EFFECTIVE DATE. This Act takes effect September  
21 1, 2007.