

By: Jackson

H.B. No. 1209

A BILL TO BE ENTITLED

AN ACT

1
2 relating to county liability for indigent health care services
3 provided to a county resident in another county.

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

5 SECTION 1. Section 61.023(b), Health and Safety Code, is
6 amended to read as follows:

7 (b) A county may use a less restrictive standard of
8 eligibility for residents than prescribed by Subsection (a). A
9 county may credit toward eligibility for state assistance under
10 this subchapter the services provided to each person who is an
11 eligible resident under a standard that incorporates a net income
12 eligibility level that does not exceed 100 [~~is less than 50~~] percent
13 of the federal poverty level based on the federal Office of
14 Management and Budget poverty index.

15 SECTION 2. Subchapter B, Chapter 61, Health and Safety
16 Code, is amended by adding Section 61.0335 to read as follows:

17 Sec. 61.0335. PAYMENT FOR RESIDENTS RECEIVING SERVICES IN
18 ANOTHER COUNTY. (a) Subject to Subsection (c) and Sections 61.033,
19 61.034, and 61.035, a county is liable for health care services and
20 assistance as prescribed by this subchapter that are provided to a
21 person who is a county resident and that are provided in another
22 county if the person meets the basic income and resources
23 requirements established for an eligible county resident of the
24 county in which the person received the services.

1 (b) A county resident for whom a county is liable under
2 Subsection (a) is treated as an eligible county resident of the
3 county that is liable for purposes of this subchapter.

4 (c) A county is not liable under this section for health
5 care services and assistance provided to a person under a standard
6 of eligibility for residents that incorporates a net income
7 eligibility level that exceeds 100 percent of the federal poverty
8 level based on the federal Office of Management and Budget poverty
9 index.

10 SECTION 3. The changes in law made by this Act apply only
11 to:

12 (1) an application for health care services filed on
13 or after the effective date of this Act; or

14 (2) an application for health care services filed
15 before the effective date of this Act with regard to which a final
16 determination of eligibility has not been made before that date.

17 SECTION 4. This Act takes effect September 1, 2007.