

1-1 By: Guillen (Senate Sponsor - Deuell) H.B. No. 1579
1-2 (In the Senate - Received from the House April 26, 2007;
1-3 May 1, 2007, read first time and referred to Committee on Health
1-4 and Human Services; May 11, 2007, reported favorably by the
1-5 following vote: Yeas 8, Nays 0; May 11, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to reimbursement for health care services provided at
1-9 certain times to persons enrolled in the Medicaid managed care
1-10 program.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter A, Chapter 533, Government Code, is
1-13 amended by adding Section 533.01315 to read as follows:

1-14 Sec. 533.01315. REIMBURSEMENT FOR SERVICES PROVIDED OUTSIDE
1-15 OF REGULAR BUSINESS HOURS. (a) This section applies only to a
1-16 recipient receiving medical assistance through any Medicaid
1-17 managed care model or arrangement.

1-18 (b) The commission shall ensure that a federally qualified
1-19 health center, rural health clinic, or municipal health
1-20 department's public clinic is reimbursed for health care services
1-21 provided to a recipient outside of regular business hours,
1-22 including on a weekend or holiday, at a rate that is equal to the
1-23 allowable rate for those services as determined under Section
1-24 32.028, Human Resources Code, regardless of whether the recipient
1-25 has a referral from the recipient's primary care provider.

1-26 (c) The executive commissioner shall adopt rules regarding
1-27 the days, times of days, and holidays that are considered to be
1-28 outside of regular business hours for purposes of Subsection (b).

1-29 SECTION 2. If before implementing any provision of this
1-30 Act a state agency determines that a waiver or authorization from a
1-31 federal agency is necessary for implementation of that provision,
1-32 the agency affected by the provision shall request the waiver or
1-33 authorization and may delay implementing that provision until the
1-34 waiver or authorization is granted.

1-35 SECTION 3. This Act takes effect September 1, 2007.

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