

By: Martinez

H.B. No. 2067

A BILL TO BE ENTITLED

AN ACT

1
2 relating to prescription drug coverage under the state Medicaid
3 program.

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

5 SECTION 1. Section 32.024, Human Resources Code, is amended
6 by adding Subsection (z-2) to read as follows:

7 (z-2) Notwithstanding any other law, the department, in its
8 rules and standards governing the vendor drug program, may not
9 limit to less than four the number of medications prescribed each
10 month to a recipient of prescription drug benefits under the
11 medical assistance program if one of those medications is
12 prescribed for 30 days or less and may not be refilled.

13 SECTION 2. If before implementing any provision of this Act
14 a state agency determines that a waiver or authorization from a
15 federal agency is necessary for implementation of that provision,
16 the agency affected by the provision shall request the waiver or
17 authorization and may delay implementing that provision until the
18 waiver or authorization is granted.

19 SECTION 3. The change in law made by this Act applies to a
20 person receiving medical assistance on or after the effective date
21 of this Act regardless of the date on which the person began
22 receiving that medical assistance.

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