

By: Deuell

S.B. No. 318

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to Medicaid incentive payments for direct nursing care  
3 provided by nursing homes.

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

5 SECTION 1. Section 32.028, Human Resources Code, is amended  
6 by adding Subsection (g-1) to read as follows:

7 (g-1) In administering Subsection (g)(1), the executive  
8 commissioner of the Health and Human Services Commission shall  
9 maintain the provision of incentive-based rates at a level at least  
10 equal to the level provided during the state fiscal year ending  
11 August 31, 2007, unless otherwise directed by the legislature in  
12 the General Appropriations Act.

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. This Act takes effect September 1, 2007.