

1-1 By: Deuell S.B. No. 569
1-2 (In the Senate - Filed February 12, 2007; February 26, 2007,
1-3 read first time and referred to Committee on Health and Human
1-4 Services; April 10, 2007, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 April 10, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 569 By: Deuell

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to reimbursement for health care services provided at
1-11 certain times to persons enrolled in the Medicaid managed care
1-12 program.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter A, Chapter 533, Government Code, is
1-15 amended by adding Section 533.01315 to read as follows:

1-16 Sec. 533.01315. REIMBURSEMENT FOR SERVICES PROVIDED
1-17 OUTSIDE OF REGULAR BUSINESS HOURS. (a) This section applies only
1-18 to a recipient receiving medical assistance through any Medicaid
1-19 managed care model or arrangement.

1-20 (b) The commission shall ensure that a federally qualified
1-21 health center, rural health clinic, or physician office or clinic
1-22 is reimbursed for health care services provided to a recipient
1-23 outside of regular business hours, including on a weekend or
1-24 holiday, at a rate that is equal to the allowable rate for those
1-25 services as determined under Section 32.028, Human Resources Code,
1-26 regardless of whether the recipient has a referral from the
1-27 recipient's primary care physician.

1-28 (c) The executive commissioner shall adopt rules regarding
1-29 the days, times of days, and holidays that are considered to be
1-30 outside of regular business hours for purposes of Subsection (b).

1-31 SECTION 2. If before implementing any provision of this Act
1-32 a state agency determines that a waiver or authorization from a
1-33 federal agency is necessary for implementation of that provision,
1-34 the agency affected by the provision shall request the waiver or
1-35 authorization and may delay implementing that provision until the
1-36 waiver or authorization is granted.

1-37 SECTION 3. This Act takes effect September 1, 2007.

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