

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Geren, et al.

H.B. No. 1633

A BILL TO BE ENTITLED

AN ACT

relating to the determination of eligibility for Medicaid for certain persons in the armed forces and their family members.

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

SECTION 1. Section 32.026, Human Resources Code, is amended by adding Subsection (d-1) to read as follows:

(d-1) In adopting rules under this section, the executive commissioner of the Health and Human Services Commission shall, to the extent allowed by federal law, develop and implement an expedited process for determining eligibility for and enrollment in the medical assistance program for an active duty member of the United States armed forces, reserves, or National Guard or of the state military forces, or the spouse or dependent of that person. The process developed under this subsection must allow a person who presents the person's military identification and proof that the person was enrolled in the Medicaid program in another state to receive treatment through the medical assistance program immediately.

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

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

**ADOPTED**

MAY 23 2007

*Leta Spaw*  
Secretary of the Senate

By: Geren / Denell

H.B. No. 1633

Substitute the following for H.B. No. 1633:

By: Denell

C.S. H.B. No. 1633

A BILL TO BE ENTITLED

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AN ACT

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

SECTION 1. Section 32.026, Human Resources Code, is amended by adding Subsection (d-1) to read as follows:

(d-1) In adopting rules under this section, the executive commissioner of the Health and Human Services Commission shall, to the extent allowed by federal law, develop and implement an expedited process for determining eligibility for and enrollment in the medical assistance program for an active duty member of the United States armed forces, reserves, or National Guard or of the state military forces, or the spouse or dependent of that person.

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

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

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**May 18, 2007**

**TO:** Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB1633** by Geren (Relating to the determination of eligibility for Medicaid for certain persons in the armed forces and their family members.), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill requires the Health and Human Services Commission (HHSC) to develop and implement an expedited process for determining eligibility for and enrollment in Medicaid for persons on active duty as a member of the United States armed forces, reserves, or National Guard or of the state military forces, or the spouse or dependent of such a person.

HHSC indicates that any cost to modify automated systems, develop new policies and procedures, and train eligibility staff on the new process can be absorbed within available resources. HHSC indicates that any impact to client services or eligibility workload would be minimal.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission

**LBB Staff:** JOB, CL, LR

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**May 14, 2007**

**TO:** Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB1633** by Geren (Relating to the determination of eligibility for Medicaid for certain persons in the armed forces and their family members.), **As Engrossed**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB1633, As Engrossed: a negative impact of (\$1,500,000) through the biennium ending August 31, 2009.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</b>
2008	(\$1,500,000)
2009	\$0
2010	\$0
2011	\$0
2012	\$0

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable (Cost) from GENERAL REVENUE FUND 1</b>	<b>Probable (Cost) from FEDERAL FUNDS 555</b>
2008	(\$1,500,000)	(\$1,500,000)
2009	\$0	\$0
2010	\$0	\$0
2011	\$0	\$0
2012	\$0	\$0

**Fiscal Analysis**

The bill requires the Health and Human Services Commission (HHSC) to develop and implement an expedited process for determining eligibility for and enrollment in Medicaid for persons on active duty as a member of the United States armed forces, reserves, or National Guard or of the state military forces, or the spouse or dependent of such a person.

**Methodology**

HHSC estimates a one-time cost of \$3.0 million All Funds, including \$1.5 million in General Revenue Funds, to modify automated systems in fiscal year 2008. HHSC indicates that the impact to client services and eligibility determination cannot be determined because the affected population cannot be estimated.

**Technology**

All estimated costs are for systems modifications in fiscal year 2008.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission

**LBB Staff:** JOB, LR, CL, PP

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**March 28, 2007**

**TO:** Honorable Patrick M. Rose, Chair, House Committee on Human Services

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB1633** by Geren (Relating to the determination of eligibility for Medicaid for certain persons in the armed forces and their family members. ), **Committee Report 1st House, Substituted**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB1633, Committee Report 1st House, Substituted: a negative impact of (\$1,500,000) through the biennium ending August 31, 2009.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2008	(\$1,500,000)
2009	\$0
2010	\$0
2011	\$0
2012	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from <i>GENERAL REVENUE FUND</i> 1	Probable (Cost) from <i>FEDERAL FUNDS</i> 555
2008	(\$1,500,000)	(\$1,500,000)
2009	\$0	\$0
2010	\$0	\$0
2011	\$0	\$0
2012	\$0	\$0

**Fiscal Analysis**

The bill requires the Health and Human Services Commission (HHSC) to develop and implement an expedited process for determining eligibility for and enrollment in Medicaid for persons on active duty as a member of the armed forces of the United States or the state military forces, or of the spouse or dependent of such a person.

**Methodology**

HHSC estimates a one-time cost of \$3.0 million All Funds, including \$1.5 million in General Revenue Funds, to modify automated systems in fiscal year 2008. The commission estimates no significant fiscal impact to client services or eligibility workload.

**Technology**

All estimated costs are for systems modifications in fiscal year 2008.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission

**LBB Staff:** JOB, CL, PP, LR



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**March 14, 2007**

**TO:** Honorable Patrick M. Rose, Chair, House Committee on Human Services

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB1633** by Geren (Relating to the certification of eligibility for Medicaid for certain persons in the armed forces and their family members.), **As Introduced**

**No fiscal implication to the State is anticipated.**

The bill requires the Health and Human Services Commission (HHSC) to adopt rules that ensure that documentation and verification procedures used in determining and certifying the eligibility and need for medical assistance of a person who is on active duty as a member of the armed forces of the United States or the state military forces, or of the spouse or dependent of such a person, be expedited in the same manner as the procedures used to determine and certify the eligibility of a person for emergency medical assistance are expedited.

HHSC indicates that they do not currently have emergency medical assistance; therefore, the bill would not impact the eligibility determination process and would have no fiscal impact.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission

**LBB Staff:** JOB, CL, PP, LR