

By: McReynolds

H.B. No. 1990

A BILL TO BE ENTITLED

AN ACT

relating to a diabetes self-management training pilot program under the state Medicaid program.

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

SECTION 1. Subchapter B, Chapter 531, Government Code, is amended by adding Section 531.0319 to read as follows:

Sec. 531.0319. DIABETES SELF-MANAGEMENT TRAINING PILOT PROGRAM. (a) Notwithstanding Section 32.057, Human Resources Code, or Section 533.009 and to the extent allowed by federal law, the commission shall establish a pilot program to provide diabetes self-management training services to selected Medicaid recipients.

(b) The commission may select a person to participate in the pilot program if the person is:

(1) a recipient of Medicaid under the fee-for-service or primary care case management delivery model;

(2) diagnosed with diabetes; and

(3) enrolled in a disease management program available to Medicaid recipients.

(c) In establishing the pilot program the commission shall ensure that:

(1) a provider of diabetes self-management training under the program is certified to provide the training in accordance with the quality standards for diabetes self-management training services described by the Medicare Benefit Policy Manual,

1 Chapter 15, Section 300, as effective on January 1, 2009;

2 (2) an assessment of a potential participant in the
3 program is conducted that includes a review of the person's medical
4 history, risk factors, health status, resource utilization,
5 knowledge and skill level, and cultural barriers to effective
6 diabetes self-management;

7 (3) a participant receives a minimum of:

8 (A) 10 hours of initial self-management training
9 with a diabetes educator; and

10 (B) three hours of initial nutrition education
11 with a registered dietitian or with a diabetes educator if a
12 registered dietitian is not available;

13 (4) after receipt of the initial self-management
14 training and nutrition education, the participant receives each
15 year a minimum of:

16 (A) two hours of self-management training with a
17 diabetes educator; and

18 (B) two hours of nutrition education with a
19 registered dietitian or with a diabetes educator if a registered
20 dietitian is not available;

21 (5) if diabetes self-management training is provided
22 in group sessions, the participant has direct, face-to-face
23 interaction with the diabetes educator and is offered a sufficient
24 number of individual sessions to meet the participant's cultural
25 and educational needs; and

26 (6) the participant may repeat all or part of the
27 self-management training as necessary, regardless of whether the

1 participant is diagnosed with a new health condition or experiences
2 a change in health status.

3 (d) The commission shall ensure that the pilot program
4 measures the progress of program participants while enrolled in the
5 program using specific health outcomes for diabetes disease
6 management.

7 (e) Information collected by the commission during the
8 pilot program is confidential and may be disclosed only as
9 authorized by this section in a manner that prevents disclosure of
10 individually identifiable information.

11 (f) Not later than December 1, 2012, the commission shall
12 submit a report to the governor, lieutenant governor, speaker of
13 the house of representatives, standing committees of the
14 legislature with appropriate subject matter jurisdiction, and
15 Texas Diabetes Council regarding:

16 (1) the data and outcomes that result from the
17 diabetes self-management training pilot program; and

18 (2) any other relevant information as determined by
19 the commission.

20 (g) This section expires September 1, 2013.

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

27 SECTION 3. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2009.