

By: Gonzales

H.B. No. 2205

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a county's eligibility to receive state assistance for  
3 health care expenditures that exceed eight percent of the county's  
4 general revenue levy for the year.

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

6 SECTION 1. Section 61.037, Health and Safety Code, is  
7 amended by adding Subsection (b-1) to read as follows:

8 (b-1) A county may include as part of the county's eight  
9 percent expenditure level calculated under Subsection (b)(1) any  
10 payment made by the county for health care services provided  
11 through Medicaid, including the county's direct reimbursement to  
12 health care providers and indirect reimbursement through transfers  
13 of funds to the state for health care services provided through  
14 Medicaid.

15 SECTION 2. Section 61.038, Health and Safety Code, is  
16 amended to read as follows:

17 Sec. 61.038. DISTRIBUTION OF ASSISTANCE FUNDS. (a) If the  
18 department determines that a county is eligible for assistance, the  
19 department shall distribute funds appropriated to the department  
20 from the indigent health care assistance fund or any other  
21 available fund to the county to assist the county in providing:

22 (1) health care services under Sections 61.028 and  
23 61.0285 to its eligible county residents who qualify for assistance  
24 as described by Section 61.037; or

1           (2) health care services provided through Medicaid as  
2 described by Section 61.037(b-1).

3           (b) State funds provided under this section to a county must  
4 be equal to at least 90 percent of the actual payment for the health  
5 care services for the county's eligible residents, including any  
6 payments made by the county for health care services provided  
7 through Medicaid as described by Section 61.037(b-1), during the  
8 remainder of the state fiscal year after the eight percent  
9 expenditure level is reached.

10           SECTION 3. This Act takes effect September 1, 2009.