

By: Villarreal

H.B. No. 3363

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a Medicaid managed care pilot program to prevent  
3 high-risk pregnancies that result in the birth of premature or low  
4 birth weight infants.

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

6 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,  
7 is amended by adding Section 32.02491 to read as follows:

8 Sec. 32.02491. HIGH-RISK PREGNANCY PREVENTION PILOT  
9 PROGRAM. (a) In this section:

10 (1) "Low birth weight infant" means an infant who  
11 weights less than 5.5 pounds or 2,500 grams at birth;

12 (2) "Managed care organization" and "managed care  
13 plan" have the meanings assigned by Section 533.001, Government  
14 Code; and

15 (3) "Premature infant" means an infant born before  
16 completing 37 weeks of gestation.

17 (b) The department shall, in coordination with the work  
18 group created under Subdivision 2(e)(1):

19 (1) develop a concept paper for submission to the  
20 Centers for Medicare and Medicaid Services (CMS) for a pilot  
21 program under which medical assistance is provided for an  
22 additional period of 18 months after delivery to women who deliver  
23 premature or low birth weight infants while receiving medical  
24 assistance; and

1           (2) if feasible, develop and seek a waiver or  
2 authorization from a federal agency to establish a pilot program  
3 under which medical assistance is provided for an additional period  
4 of 18 months after delivery to women who deliver premature or low  
5 birth weight infants while receiving medical assistance.

6           (c) Medical assistance required under the pilot program  
7 shall be provided through the Medicaid managed care program  
8 implemented under Chapter 533, Government Code.

9           (d) The pilot program must be established in the service  
10 delivery area that includes Bexar County.

11           (e) The department shall:

12                   (1) create a work group to provide recommendations  
13 regarding the development of the concept paper and waiver required  
14 by Subdivision (1) that includes the following members:

15                           (A) representatives of state agencies that  
16 provide services to women, pregnant women, and children;

17                           (B) representatives of the managed care  
18 organizations involved in providing medical assistance under the  
19 pilot program;

20                           (C) outreach providers that contract with the  
21 medical assistance program; and

22                           (D) representatives from other entities as  
23 determined by the executive commissioner of the Health and Human  
24 Services Commission.

25           (f) The executive commissioner of the Health and Human  
26 Services Commission may adopt rules to implement this section.

27           (g) Not later than December 1, 2010, the department shall

1 submit a report to the legislature regarding the department's  
2 progress in developing the concept paper and waiver for  
3 establishing and operating the pilot program.

4 (h) This section expires September 1, 2011.

5 SECTION 2. This Act takes effect September 1, 2009.