

1-1 By: Patrick S.B. No. 1305
1-2 (In the Senate - Filed March 3, 2009; March 17, 2009, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 6, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 8, Nays 0; April 6, 2009,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1305 By: Ellis

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

1-10 relating to insurance premium payment assistance for certain
1-11 persons who have hemophilia and are unable to pay the entire cost of
1-12 treatment.

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

1-14 SECTION 1. Section 41.002, Health and Safety Code, is
1-15 amended by adding Subsection (d) to read as follows:

1-16 (d) In addition to providing financial assistance under
1-17 Subsection (c), the department may assist an eligible person by
1-18 providing premium payment assistance for insurance coverage.

1-19 SECTION 2. Section 41.004, Health and Safety Code, is
1-20 amended by amending Subsection (a) and adding Subsection (c) to
1-21 read as follows:

1-22 (a) Except as provided by Subsection (c), a [A] person is
1-23 not eligible to receive services provided by this chapter:

1-24 (1) to the extent that another person with a legal
1-25 obligation to provide for the person's care and treatment is
1-26 financially able to pay for all or part of the services provided by
1-27 this chapter; or

1-28 (2) to the extent that the person or a person with a
1-29 legal obligation to support the person is eligible for some other
1-30 benefit that would pay for all or part of the services provided by
1-31 this chapter.

1-32 (c) A person is not ineligible to receive services provided
1-33 by this chapter solely because the person receives benefits through
1-34 the Texas Health Insurance Risk Pool under Chapter 1506, Insurance
1-35 Code.

1-36 SECTION 3. Subchapter D, Chapter 1506, Insurance Code, is
1-37 amended by adding Section 1506.1535 to read as follows:

1-38 Sec. 1506.1535. PARTICIPANTS IN HEMOPHILIA ASSISTANCE
1-39 PROGRAM. Notwithstanding Section 1506.153, an individual is
1-40 eligible for coverage from the pool if the individual receives
1-41 financial assistance under the hemophilia assistance program
1-42 described by Section 41.002, Health and Safety Code.

1-43 SECTION 4. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2009.

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