

By: Guillen

H.B. No. 36

A BILL TO BE ENTITLED

1 AN ACT
2 relating to reimbursement for health care services provided at
3 certain times to persons enrolled in the Medicaid managed care
4 program.

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

6 SECTION 1. Section 533.01315, Government Code, is amended
7 by amending Subsection (b) and adding Subsection (b-1) to read as
8 follows:

9 (b) Subject to Subsection (b-1), the ~~[The]~~ commission shall
10 ensure that a federally qualified health center, physician office,
11 urgent care facility, rural health clinic, or municipal health
12 department's public clinic is reimbursed for health care services
13 provided to a recipient outside of regular business hours,
14 including on a weekend or holiday, at a rate that is equal to the
15 allowable rate for those services as determined under Section
16 32.028, Human Resources Code, regardless of whether the recipient
17 has a referral from the recipient's primary care provider.

18 (b-1) A physician who is a specialist may not be reimbursed
19 under this section for the provision of specialty services.

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

1 waiver or authorization is granted.

2 SECTION 3. This Act takes effect on the 91st day after the
3 last day of the legislative session.