

1-1 By: Kolkhorst, Walle, et al. H.B. No. 1983
1-2 (Senate Sponsor - Nelson)
1-3 (In the Senate - Received from the House May 6, 2011;
1-4 May 9, 2011, read first time and referred to Committee on Health
1-5 and Human Services; May 13, 2011, reported favorably by the
1-6 following vote: Yeas 7, Nays 0; May 13, 2011, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to certain childbirths occurring before the 39th week of
1-10 gestation.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,
1-13 is amended by adding Section 32.0313 to read as follows:

1-14 Sec. 32.0313. INDUCED DELIVERIES OR CESAREAN SECTIONS
1-15 BEFORE 39TH WEEK. (a) The department shall achieve cost savings
1-16 with improved outcomes by adopting and implementing quality
1-17 initiatives that are evidence-based, tested, and fully consistent
1-18 with established standards of clinical care and that are designed
1-19 to reduce the number of elective or nonmedically indicated induced
1-20 deliveries or cesarean sections performed at a hospital on a
1-21 medical assistance recipient before the 39th week of gestation.

1-22 (b) The department shall coordinate with physicians,
1-23 hospitals, managed care organizations, and the department's
1-24 billing contractor for the medical assistance program to develop a
1-25 process for collecting information regarding the number of induced
1-26 deliveries and cesarean sections described by Subsection (a) that
1-27 occur during prescribed periods.

1-28 SECTION 2. Subchapter A, Chapter 241, Health and Safety
1-29 Code, is amended by adding Section 241.007 to read as follows:

1-30 Sec. 241.007. INDUCED DELIVERIES OR CESAREAN SECTIONS
1-31 BEFORE 39TH WEEK. A hospital that provides obstetrical services
1-32 shall collaborate with physicians providing services at the
1-33 hospital to develop quality initiatives to reduce the number of
1-34 elective or nonmedically indicated induced deliveries or cesarean
1-35 sections performed at the hospital on a woman before the 39th week
1-36 of gestation.

1-37 SECTION 3. (a) The Health and Human Services Commission
1-38 shall conduct a study to assess the effects of the quality
1-39 initiatives adopted under Section 32.0313, Human Resources Code, as
1-40 added by this Act, and Section 241.007, Health and Safety Code, as
1-41 added by this Act, on infant health and frequency of infant
1-42 admissions to neonatal intensive care units and hospital
1-43 readmissions for mothers and infants.

1-44 (b) Not later than December 1, 2012, the Health and Human
1-45 Services Commission shall submit a written report containing the
1-46 findings of the study conducted under this section together with
1-47 the commission's recommendations to the standing committees of the
1-48 senate and house of representatives having primary jurisdiction
1-49 over public health.

1-50 SECTION 4. If before implementing any provision of this Act
1-51 a state agency determines that a waiver or authorization from a
1-52 federal agency is necessary for implementation of that provision,
1-53 the agency affected by the provision shall request the waiver or
1-54 authorization and may delay implementing that provision until the
1-55 waiver or authorization is granted.

1-56 SECTION 5. This Act takes effect September 1, 2011.

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