

By: Shelton

H.B. No. 3379

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the appointment of members of the Correctional Managed  
3 Health Care Committee, and the authority of the Correctional  
4 Managed Health Care Committee to direct the allocation of  
5 legislative appropriations for the purpose of providing health care  
6 to the persons confined by the department.

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

8 SECTION 1. Section 501.133(a), Government Code, is amended  
9 to read as follows. COMMITTEE MEMBERSHIP. (a) The committee  
10 consists of nine members appointed as follows:

11 (1) one member employed full-time by the department  
12 appointed by the executive director;

13 (2) one member employed full-time by The University of  
14 Texas Medical Branch at Galveston appointed by the president of the  
15 medical branch;

16 (3) one member employed full-time by the Texas Tech  
17 University Health Sciences Center appointed by the president of the  
18 university; and

19 (4) [~~three~~] six public members appointed by the  
20 governor who are not affiliated with the department or with any  
21 entity with which the committee has contracted to provide health  
22 care services under this chapter, at least [~~two~~] three of whom are  
23 licensed to practice medicine in this state;

24 Section 501.147, Government Code is amended to read as

1 follows:

2           Sec. 501.147. COMMITTEE AUTHORITY TO CONTRACT. (a) The  
3 committee may enter into a contract on behalf of the department to  
4 fully implement the managed health care plan under this subchapter.  
5 A contract entered into under this subsection must include  
6 provisions necessary to ensure that The University of Texas Medical  
7 Branch at Galveston is eligible for and makes reasonable efforts to  
8 participate in the purchase of prescription drugs under Section  
9 340B, Public Health Service Act (42 U.S.C. Section 256b).

10           (b) The committee may, in addition to providing services to  
11 the department, contract with other governmental or  
12 non-governmental entities for similar health care services and  
13 integrate those services into the managed health care provider  
14 network.

15           (c) In contracting for implementation of the managed health  
16 care plan, the committee, to the extent possible, shall integrate  
17 the managed health care provider network with the public medical  
18 schools of this state and the component and affiliated hospitals of  
19 those medical schools. The contract must authorize The University  
20 of Texas Medical Branch at Galveston to contract directly with the  
21 Texas Tech University Health Sciences Center for the provision of  
22 health care services. The Texas Tech University Health Sciences  
23 Center shall cooperate with The University of Texas Medical Branch  
24 at Galveston in its efforts to participate in the purchase of  
25 prescription drugs under Section 340B, Public Health Service Act  
26 (42 U.S.C. Section 256b).

27           (d) For services that the public medical schools and their

1 components and affiliates cannot provide, the committee shall  
2 initiate a competitive bidding process for contracts with other  
3 providers for medical care to persons confined by the department.

4 (e) In the exercise of the authority in this section the  
5 committee shall consider the cost of allocation proposals which  
6 guarantee compliance within the amounts appropriated for this  
7 purpose in the General Appropriations Act.

8 SECTION 3. This Act takes effect September 1, 2011.