

1-1 By: Strama, et al. (Senate Sponsor - Nelson) H.B. No. 3531
1-2 (In the Senate - Received from the House April 27, 2011;
1-3 May 3, 2011, read first time and referred to Committee on Health
1-4 and Human Services; May 13, 2011, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 8,
1-6 Nays 0; May 13, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3531 By: Nelson

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

1-10 relating to a system for monitoring prescriptions of certain drugs
1-11 under the Medicaid program for children in foster care.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter A, Chapter 533, Government Code, is
1-14 amended by adding Section 533.0161 to read as follows:

1-15 Sec. 533.0161. MONITORING OF PSYCHOTROPIC DRUG
1-16 PRESCRIPTIONS FOR CERTAIN CHILDREN. (a) In this section,
1-17 "psychotropic drug" has the meaning assigned by Section 261.111,
1-18 Family Code.

1-19 (b) The commission shall implement a system under which the
1-20 commission will use Medicaid prescription drug data to monitor the
1-21 prescribing of psychotropic drugs for children who are:

1-22 (1) in the conservatorship of the Department of Family
1-23 and Protective Services; and

1-24 (2) enrolled in the STAR Health Medicaid managed care
1-25 program.

1-26 (c) The commission shall include as a component of the
1-27 monitoring system required by this section a medical review of a
1-28 prescription to which Subsection (b) applies when that review is
1-29 appropriate.

1-30 SECTION 2. If before implementing any provision of this Act
1-31 a state agency determines that a waiver or authorization from a
1-32 federal agency is necessary for implementation of that provision,
1-33 the agency affected by the provision shall request the waiver or
1-34 authorization and may delay implementing that provision until the
1-35 waiver or authorization is granted.

1-36 SECTION 3. This Act takes effect September 1, 2011.

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