

By: Fraser

S.B. No. 874

A BILL TO BE ENTITLED

AN ACT

1
2 relating to establishing a separate provider type for prosthetic
3 and orthotic providers under the medical assistance program.

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

5 SECTION 1. Section 32.024, Human Resources Code, is amended
6 by adding Subsection (ff) to read as follows:

7 (ff) The department shall establish a separate provider
8 type for prosthetic and orthotic providers for purposes of
9 enrollment as a provider of and reimbursement under the medical
10 assistance program. The department may not classify prosthetic and
11 orthotic providers under the durable medical equipment provider
12 type.

13 SECTION 2. As soon as practicable after the effective date
14 of this Act, the Health and Human Services Commission shall
15 establish and implement a separate provider type for prosthetic and
16 orthotic providers as required by Subsection (ff), Section 32.024,
17 Human Resources Code, as added by this Act.

18 SECTION 3. If before implementing any provision of this Act
19 a state agency determines that a waiver or authorization from a
20 federal agency is necessary for implementation of that provision,
21 the agency affected by the provision shall request the waiver or
22 authorization and may delay implementing that provision until the
23 waiver or authorization is granted.

24 SECTION 4. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2011.