

By: Fraser  
(Craddick)

S.B. No. 874

A BILL TO BE ENTITLED

AN ACT

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

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

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

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

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

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

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.