

1-1 By: Hinojosa, Lucio S.B. No. 1220
1-2 (In the Senate - Filed March 7, 2011; March 16, 2011, read
1-3 first time and referred to Committee on International Relations and
1-4 Trade; March 21, 2011, reported favorably by the following vote:
1-5 Yeas 4, Nays 0; March 21, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the advisory committee on Medicaid and child health
1-9 plan program rate and expenditure disparities between the
1-10 Texas-Mexico border region and other areas of the state.

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

1-12 SECTION 1. Subdivision (2), Subsection (a), Section
1-13 531.0223, Government Code, is amended to read as follows:

1-14 (2) "Committee" means the advisory committee on
1-15 Medicaid and child health plan program rate and expenditure
1-16 ~~[funding]~~ disparities between the Texas-Mexico border region and
1-17 other areas of the state ~~[in health programs]~~ appointed by the
1-18 executive commissioner under this section.

1-19 SECTION 2. Subsections (b) through (e), (o), and (p),
1-20 Section 531.0223, Government Code, are amended to read as follows:

1-21 (b) The executive commissioner shall appoint an advisory
1-22 committee to develop a strategic plan for eliminating the
1-23 disparities between the Texas-Mexico border region and other areas
1-24 of the state in:

1-25 (1) capitation rates under Medicaid managed care and
1-26 the child health plan program for services provided to persons
1-27 younger than 19 years of age;

1-28 (2) fee-for-service per capita expenditures under the
1-29 Medicaid program and the child health plan program for inpatient
1-30 and outpatient hospital services for services provided to persons
1-31 younger than 19 years of age; and

1-32 (3) total professional services expenditures per
1-33 Medicaid recipient younger than 19 years of age or per child
1-34 enrolled in the child health plan program.

1-35 (c) Periodically the committee shall perform the research
1-36 necessary to analyze and compare the rates and expenditures
1-37 described by Subsection (b) and, not later than the date specified
1-38 by the executive commissioner, produce a report based on the
1-39 results of that analysis and comparison.

1-40 (d) The committee shall, as part of the report required by
1-41 Subsection (c), make recommendations to the executive commissioner
1-42 for addressing the problems created by disparities documented in
1-43 the report, including recommendations for allocation of funds.

1-44 (e) The executive commissioner shall appoint nine members
1-45 to the advisory committee in a manner that ensures that the
1-46 committee:

1-47 (1) represents the spectrum of geographic areas
1-48 included in the Texas-Mexico border region;

1-49 (2) includes persons who are knowledgeable regarding
1-50 the Medicaid program, including Medicaid managed care, and the
1-51 child health plan program; and

1-52 (3) represents the interests of physicians,
1-53 hospitals, patients, managed care organizations, state agencies
1-54 involved in the management and delivery of medical resources of any
1-55 kind, affected communities, and other areas of the state.

1-56 (o) The commission shall ~~contract with a public university~~
1-57 ~~to~~]:

1-58 (1) measure changes occurring from September 1, 2002
1-59 ~~[2001]~~, to August 31, 2014 ~~[2004]~~, in the number of health care
1-60 providers participating in the Medicaid program or the child health
1-61 plan program in the Texas-Mexico border region and resulting
1-62 effects on consumer access to health care and consumer utilization;

1-63 (2) determine:

1-64 (A) the effects, if any, of the changes in rates

2-1 and expenditures required by Subsection (k); and
2-2 (B) if funding available and used for changes in
2-3 rates and expenditures was sufficient to produce measurable
2-4 effects;

2-5 (3) make a recommendation regarding whether Medicaid
2-6 rate increases should be expanded to include Medicaid services
2-7 provided to adults in the Texas-Mexico border region; and

2-8 (4) not later than December 1, 2014 [~~2004~~], submit a
2-9 report to the legislature.

2-10 (p) This section expires September 1, 2015 [~~2011~~].

2-11 SECTION 3. The advisory committee on Medicaid and child
2-12 health plan program rate and expenditure disparities between the
2-13 Texas-Mexico border region and other areas of the state is
2-14 re-created in accordance with Section 531.0223, Government Code, as
2-15 amended by this Act. Not later than December 1, 2011, the executive
2-16 commissioner of the Health and Human Services Commission shall
2-17 appoint the members of the advisory committee as required by that
2-18 section.

2-19 SECTION 4. This Act takes effect immediately if it receives
2-20 a vote of two-thirds of all the members elected to each house, as
2-21 provided by Section 39, Article III, Texas Constitution. If this
2-22 Act does not receive the vote necessary for immediate effect, this
2-23 Act takes effect on the 91st day after the last day of the
2-24 legislative session.

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