

AN ACT

relating to county expenditures for certain health care services.

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

SECTION 1. Section 61.036, Health and Safety Code, is amended by adding Subsections (d) and (e) to read as follows:

(d) Regardless of the application, documentation, and verification procedures or eligibility standards established by the department under Subchapter A, a county may credit an intergovernmental transfer to the state toward eligibility for state assistance if the transfer was made to provide health care services as part of the Texas Healthcare Transformation and Quality Improvement Program waiver issued under 42 U.S.C. Section 1315.

(e) A county may credit toward eligibility for state assistance intergovernmental transfers made under Subsection (d) that in the aggregate do not exceed four percent of the county's general revenue levy in any state fiscal year, provided:

(1) the commissioners court determines that the expenditure fulfills the county's obligations to provide indigent health care under this chapter;

(2) the commissioners court determines that the amount of care available through participation in the waiver is sufficient in type and amount to meet the requirements of this chapter; and

(3) the county receives periodic reports from health care providers that receive supplemental or incentive payments

1 under the Texas Healthcare Transformation and Quality Improvement
2 Program waiver that document the number and types of services
3 provided to persons who are eligible to receive services under this
4 chapter.

5 SECTION 2. Not later than December 1, 2014, the Department
6 of State Health Services shall submit a report to the governor, the
7 lieutenant governor, and the speaker of the house of
8 representatives on the effects of the provisions of this Act on
9 services rendered to eligible residents under Chapter 61, Health
10 and Safety Code.

11 SECTION 3. (a) The change in law made by this Act to
12 Section 61.036, Health and Safety Code, applies only to state
13 assistance for health care services under Chapter 61, Health and
14 Safety Code, as amended by this Act, that are delivered on or after
15 the effective date of this Act.

16 (b) State assistance for health care services under Chapter
17 61, Health and Safety Code, that are delivered before the effective
18 date of this Act is governed by the law as it existed immediately
19 before the effective date of this Act, and that law is continued in
20 effect for that purpose.

21 SECTION 4. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this
25 Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 872 passed the Senate on April 25, 2013, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 25, 2013, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 872 passed the House, with amendment, on May 22, 2013, by the following vote: Yeas 148, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor