

1-1 By: Deuell S.B. No. 872  
 1-2 (In the Senate - Filed February 26, 2013; March 5, 2013,  
 1-3 read first time and referred to Committee on Health and Human  
 1-4 Services; April 15, 2013, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;  
 1-6 April 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 872 By: Deuell

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to expenditures for indigent health care.  
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-23 SECTION 1. Section 61.035, Health and Safety Code, is  
 1-24 amended to read as follows:  
 1-25 Sec. 61.035. LIMITATION OF COUNTY LIABILITY. (a) The  
 1-26 maximum county liability for each state fiscal year for health care  
 1-27 services provided by all assistance providers, including a hospital  
 1-28 and a skilled nursing facility, to each eligible county resident  
 1-29 is:  
 1-30 (1) \$30,000; or  
 1-31 (2) the payment of 30 days of hospitalization or  
 1-32 treatment in a skilled nursing facility, or both, or \$30,000,  
 1-33 whichever occurs first, if the county provides hospital or skilled  
 1-34 nursing facility services to the resident.  
 1-35 (b) The maximum county liability for each state fiscal year  
 1-36 is eight percent of the county general revenue levy for that year  
 1-37 on:  
 1-38 (1) services provided to an eligible resident as  
 1-39 described in Sections 61.028 and 61.0285; or  
 1-40 (2) up to four percent of a county's general revenue  
 1-41 levy may be credited as described in Section 61.036(d) or (e).  
 1-42 SECTION 2. Section 61.036, Health and Safety Code, is  
 1-43 amended by adding Subsections (d) and (e) to read as follows:  
 1-44 (d) Notwithstanding any other provision of this subchapter,  
 1-45 and regardless of the application, documentation, and verification  
 1-46 procedures or eligibility standards established by the department  
 1-47 under Subchapter A, a county may credit up to four percent of the  
 1-48 county's general revenue levy as an expenditure toward the  
 1-49 limitation of a county's liability per state fiscal year any  
 1-50 intergovernmental transfer to the state made as part of a  
 1-51 demonstration waiver program or other waiver program under 42  
 1-52 U.S.C. Section 1315 or 42 U.S.C. Section 1396n to provide health  
 1-53 care under the terms of the waiver program.  
 1-54 (e) Notwithstanding any other provision of this subchapter,  
 1-55 and regardless of the application, documentation, and verification  
 1-56 procedures or eligibility standards established by the department  
 1-57 under Subchapter A, a county may credit up to four percent of the  
 1-58 county's general revenue levy as an expenditure toward the  
 1-59 limitation of a county's liability per state fiscal year any  
 1-60 intergovernmental transfer by a county to the state as part of the

2-1 state plan for disproportionate share hospitals under 42 U.S.C.  
2-2 Section 1396r-4 or 1 T.A.C. Section 355.8065 et seq.

2-3 SECTION 3. This Act takes effect immediately if it receives  
2-4 a vote of two-thirds of all the members elected to each house, as  
2-5 provided by Section 39, Article III, Texas Constitution. If this  
2-6 Act does not receive the vote necessary for immediate effect, this  
2-7 Act takes effect September 1, 2013.

2-8

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