

By: Hinojosa

S.B. No. 1150

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a provider protection plan that ensures efficiency and
3 reduces administrative burdens on providers participating in a
4 Medicaid managed care model or arrangement.

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

6 SECTION 1. Subchapter A, Chapter 533, Government Code, is
7 amended by adding Section 533.0055 to read as follows:

8 Sec. 533.0055. PROVIDER PROTECTION PLAN. (a) The
9 commission shall develop and implement a provider protection plan
10 that is designed to reduce administrative burdens placed on
11 providers participating in a Medicaid managed care model or
12 arrangement implemented under this chapter and ensure efficiency in
13 provider enrollment and reimbursement. The commission shall
14 incorporate the measures identified in the plan, to the greatest
15 extent possible, into each contract between a managed care
16 organization and the commission for the provision of health care
17 services to recipients.

18 (b) The provider protection plan required under this
19 section must provide for:

20 (1) prompt payment and proper reimbursement of
21 providers by managed care organizations;

22 (2) the assessment of penalties against managed care
23 organizations for failing to properly pay provider claims,
24 including instances of nonpayment and consistent shortage of

1 payment;

2 (3) adequate and clearly defined provider network
3 standards;

4 (4) a prompt credentialing process for providers;

5 (5) the use of an Internet portal system for prior
6 authorization requests and electronic claim submission;

7 (6) a requirement that a managed care organization
8 maintain an office within the area served by the organization; and

9 (7) any other provision that the commission determines
10 will ensure efficiency or reduce administrative burdens on
11 providers participating in a Medicaid managed care model or
12 arrangement.

13 SECTION 2. As soon as possible, but not later than September
14 1, 2014, the Health and Human Services Commission shall implement
15 the provider protection plan required under Section 533.0055,
16 Government Code, as added by this Act.

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

23 SECTION 4. This Act takes effect September 1, 2013.