

By: Schwertner

S.B. No. 1808

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the cost effects of expanding eligibility for medical
3 assistance under the federal Patient Protection and Affordable Care
4 Act.

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

6 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,
7 is amended by adding Section 32.02473 to read as follows:

8 Sec. 32.02473. COST EFFECTS OF EXPANDED ELIGIBILITY FOR
9 MEDICAL ASSISTANCE UNDER PATIENT PROTECTION AND AFFORDABLE CARE
10 ACT. (a) In this section, "commission" means the Health and Human
11 Services Commission.

12 (b) If the commission expands eligibility for medical
13 assistance in accordance with and provides medical assistance using
14 federal matching funds made available under the Patient Protection
15 and Affordable Care Act (Pub. L. No. 111-148) as amended by the
16 Health Care and Education Reconciliation Act of 2010 (Pub. L. No.
17 111-152) to provide that assistance, the commission, in cooperation
18 with the comptroller and Legislative Budget Board, shall conduct a
19 study regarding the cost effects of that expanded eligibility. The
20 study must identify:

21 (1) the estimated amount of uncompensated care costs
22 the state will save each state fiscal year by expanding that
23 eligibility;

24 (2) the estimated amount of health care costs hospital

1 districts in this state will save each state fiscal year by
2 expanding that eligibility; and

3 (3) based on the estimated cost savings identified
4 under Subdivision (2), the appropriate reduction of hospital
5 district tax rates that would reflect the reduced need for hospital
6 district tax revenue to support uncompensated care because of
7 expanding medical assistance eligibility.

8 (c) The commission shall report to the legislature the
9 information regarding the reduction of hospital district tax rates
10 identified in Subsection (b)(3) for consideration and appropriate
11 action by the legislature.

12 (d) The commission shall ensure that cost savings
13 identified under Subsection (b)(1) are reflected in each biennial
14 legislative appropriations request submitted to the Legislative
15 Budget Board by the commission or a health and human services
16 agency.

17 (e) In preparing a general appropriations bill as required
18 by Section 322.008, Government Code, the Legislative Budget Board
19 shall ensure that any proposed appropriation for providing health
20 care to residents of this state reflects the cost savings
21 identified under Subsection (b)(1) and the legislative
22 appropriations requests prepared in accordance with Subsection
23 (d).

24 SECTION 2. (a) Not later than the first anniversary of the
25 effective date of expanded eligibility criteria implemented in
26 accordance with the Patient Protection and Affordable Care Act
27 (Pub. L. No. 111-148) as amended by the Health Care and Education

1 Reconciliation Act of 2010 (Pub. L. No. 111-152) for the Medicaid
2 program, the Health and Human Services Commission, in cooperation
3 with the comptroller of public accounts and the Legislative Budget
4 Board, shall complete the study required under Section 32.02473(b),
5 Human Resources Code, as added by this Act, and make the report to
6 the legislature as required under Section 32.02473(c), Human
7 Resources Code, as added by this Act.

8 (b) Sections 32.02473(d) and (e), Human Resources Code, as
9 added by this Act, apply only to legislative appropriations
10 requests and general appropriations bills, respectively, prepared
11 on or after the date the Health and Human Services Commission
12 submits the report required by Section 32.02473(c), Human Resources
13 Code, as added by this Act.

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

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