

By: Tinderholt

H.B. No. 3321

A BILL TO BE ENTITLED

AN ACT

relating to rules respecting a person's eligibility for medical assistance.

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

SECTION 1. Section 32.026, Human Resources Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Rules adopted under Subsection (a) must require that:

(1) a person applying for medical assistance or having the person's eligibility for medical assistance recertified provide the department with proof of:

(A) at least one month's income from all sources received; and

(B) residency in this state; and

(2) the department provide a recipient notice of the requirements for continued eligibility at least 60 days before the date the recipient's eligibility for medical assistance will expire with a warning that if the recipient fails to fulfill the requirements, the recipient's eligibility for medical assistance will cease on the last day of the eligibility period.

SECTION 2. As soon as practicable after the effective date of this Act but not later than December 31, 2015, the executive commissioner of the Health and Human Services Commission shall adopt the rules required by Section 32.026, Human Resources Code, as amended by this Act.

1           SECTION 3. Section 32.026, Human Resources Code, as amended  
2 by this Act, applies to an initial determination or redetermination  
3 of eligibility of a person for medical assistance under Chapter 32,  
4 Human Resources Code, that is made on or after January 1, 2016.

5           SECTION 4. If before implementing any provision of this Act  
6 a state agency determines that a waiver or authorization from a  
7 federal agency is necessary for implementation of that provision,  
8 the agency affected by the provision shall request the waiver or  
9 authorization and may delay implementing that provision until the  
10 waiver or authorization is granted.

11          SECTION 5. This Act takes effect September 1, 2015.