

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 5, 2015

TO: Honorable Myra Crownover, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2523 by Collier (Relating to the continuation of certain public benefits, including medical assistance, for individuals after release from confinement in a county jail.),
Committee Report 1st House, Substituted

No significant fiscal implication to the State is anticipated.

The bill would amend the Human Resource Code to suspend or terminate Medicaid eligibility for certain individuals confined in a county jail. The bill would require the Health and Human Services Commission (HHSC) to reinstate Medicaid eligibility within 48 hours after being notified if the individual's eligibility certification period is still active. The bill would permit an individual to remain eligible until the expiration of the period for which the individual was certified.

The bill would amend the Local Government Code to permit a county sheriff to notify certain entities on the confinement and conviction of individuals receiving medical assistance benefits within 30 days of the individual's confinement or conviction. Under the provisions of the bill, if the sheriff or county chose to provide notice of confinement or conviction, the sheriff would be required to provide notice of the individual's release from custody with 48 hours of the release. The bill would require the sheriff to provide certain information regarding reinstatement of the individual's eligibility for benefits to the individual upon the individual's release. The bill would require HHSC to establish a method to allow a sheriff or county employee to determine an individual's Medicaid eligibility status. Under the provisions of the bill, a county, sheriff or an employee is not liable in a civil action for damages resulting from the failure to comply with this section.

The bill would require a state agency to request a federal approval or waiver to implement a provision of the bill, and would allow for a delay in the implementation of the provision until approval is granted.

It is assumed there would be no significant fiscal impact to HHSC. It is assumed the agency could absorb a small cost in fiscal year 2016 for modifications to the Texas Integrated Eligibility Redesign System (TIERS). The impact to Medicaid caseloads is assumed to be small and any cost or savings would not be significant

Local Government Impact

There could be costs to counties for the required notices; however, the amounts would vary depending on current processes and the resources of each local entity.

Source Agencies: 454 Department of Insurance, 529 Health and Human Services
Commission

LBB Staff: UP, NB, SD, EK, LR, ER