

By: Arévalo

H.B. No. 1412

A BILL TO BE ENTITLED

AN ACT

relating to the continuation of medical assistance benefits for individuals after release from confinement in a county jail.

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

SECTION 1. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.02641, to read as follows:

Sec. 32.02641. SUSPENSION AND AUTOMATIC REINSTATEMENT OF ELIGIBILITY FOR INDIVIDUALS CONFINED IN COUNTY JAILS. (a) In this section, "county jail" means a facility operated by or for a county for the confinement of persons accused or convicted of an offense.

(b) An individual's eligibility for medical assistance is suspended during the period the individual is confined in a county jail.

(c) The eligibility of an individual for medical assistance that is suspended as provided by Subsection (b) is automatically reinstated on the date the individual is released from the county jail, provided the individual's eligibility certification period has not elapsed. Following the reinstatement, the individual remains eligible until the expiration of the period for which the individual was certified as eligible.

SECTION 2. Section 32.02641, Human Resources Code, as added by this Act, applies to an individual whose period of confinement in a county jail begins on or after the effective date of this Act, regardless of the date the individual was determined eligible for

1 medical assistance under Chapter 32, Human Resources Code.

2 SECTION 3. If before implementing any provision of this Act
3 a state agency determines that a waiver or authorization from a
4 federal agency is necessary for implementation of that provision,
5 the agency affected by the provision shall request the waiver or
6 authorization and may delay implementing that provision until the
7 waiver or authorization is granted.

8 SECTION 4. This Act takes effect September 1, 2017.