

By: Thompson of Harris

H.B. No. 1622

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the personal needs allowance for certain Medicaid  
3 recipients who are residents of long-term care facilities.

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

5 SECTION 1. Section 32.024(w), Human Resources Code, is  
6 amended to read as follows:

7 (w) The executive commissioner shall set a personal needs  
8 allowance of not less than \$75 [~~\$60~~] a month for a resident of a  
9 convalescent or nursing facility or related institution licensed  
10 under Chapter 242, Health and Safety Code, assisted living  
11 facility, ICF-IID facility, or other similar long-term care  
12 facility who receives medical assistance. The commission may send  
13 the personal needs allowance directly to a resident who receives  
14 Supplemental Security Income (SSI) (42 U.S.C. Section 1381 et  
15 seq.). This subsection does not apply to a resident who is  
16 participating in a medical assistance waiver program administered  
17 by the commission.

18 SECTION 2. The change in law made by this Act to Section  
19 32.024(w), Human Resources Code, applies only to a personal needs  
20 allowance paid on or after the effective date of this Act.

21 SECTION 3. If before implementing any provision of this Act  
22 a state agency determines that a waiver or authorization from a  
23 federal agency is necessary for implementation of that provision,  
24 the agency affected by the provision shall request the waiver or

1 authorization and may delay implementing that provision until the  
2 waiver or authorization is granted.

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