

By: Muñoz, Jr.

H.B. No. 1769

A BILL TO BE ENTITLED

AN ACT

relating to information sharing among care coordinators and providers participating in the Medicaid managed care program.

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

SECTION 1. Subchapter A, Chapter 533, Government Code, is amended by adding Section 533.00293 to read as follows:

Sec. 533.00293. INFORMATION SHARING. (a) In this section:

(1) "Care coordination" means assisting recipients to develop a plan of care, including a service plan, that meets the recipient's needs and coordinating the provision of Medicaid benefits in a manner that is consistent with the plan of care. The term is synonymous with "case management," "service coordination," and "service management."

(2) "Care coordinator" means a person, including a case manager, engaged by a Medicaid managed care organization to provide care coordination benefits.

(b) To the extent permitted under applicable federal and state law enacted to protect the confidentiality and privacy of patients' health information, managed care organizations under contract with the commission to provide health care services to recipients shall ensure the sharing of information, including recipient medical records, among care coordinators and health care providers as appropriate to provide care coordination benefits.

For purposes of implementing this section, a managed care

1 organization may allow a care coordinator to share a recipient's
2 service plan with health care providers, subject to the limitations
3 of this section.

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

10 SECTION 3. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2017.