

By: Klick

H.B. No. 3292

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the temporary continuation of medical assistance for
3 certain individuals with intellectual or developmental
4 disabilities.

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

6 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,
7 is amended by adding Section 32.0256 to read as follows:

8 Sec. 32.0256. TEMPORARY CONTINUATION OF MEDICAL ASSISTANCE
9 FOR CERTAIN INDIVIDUALS WITH INTELLECTUAL OR DEVELOPMENTAL
10 DISABILITIES. (a) The commission shall continue to provide
11 medical assistance to an individual with an intellectual or
12 developmental disability after the expiration of the period for
13 which the individual was certified as eligible for medical
14 assistance if the individual:

15 (1) receives services through a program authorized
16 under Section 1915(c), Social Security Act (42 U.S.C. Section
17 1396n(c));

18 (2) receives basic attendant and habilitation
19 services under the STAR + PLUS Medicaid managed care program; or

20 (3) resides in an ICF-IID facility.

21 (b) The commission shall continue to provide medical
22 assistance under Subsection (a) until the earlier of:

23 (1) the end of the 90-day period following the date on
24 which the individual's eligibility period expired; or

1 (2) the date the individual is otherwise recertified
2 as eligible or determined ineligible for medical assistance after
3 having reapplied for the assistance.

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 September 1, 2017.