

By: Schwertner  
(Raymond)

S.B. No. 1922

Substitute the following for S.B. No. 1922:

By: Rose

C.S.S.B. No. 1922

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to contract requirements for prescription drug benefits  
3 provided by Medicaid managed care organizations and a study  
4 regarding Medicaid prior authorization requirements for certain  
5 prescription drugs.

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

7 SECTION 1. Section 531.073, Government Code, is amended by  
8 adding Subsection (a-3) to read as follows:

9 (a-3) Once every 10 years, the commission shall conduct a  
10 study to evaluate and determine the classes of prescription drugs  
11 described by Subsection (a-1) for which prior authorizations are  
12 required.

13 SECTION 2. Section 533.005(a-1), Government Code, is  
14 amended to read as follows:

15 (a-1) The requirements imposed by Subsections (a)(23)(A),  
16 (B), and (C) do not apply, and may not be enforced, on and after  
17 August 31, 2023 [~~2018~~].

18 SECTION 3. Not later than September 1, 2018, the Health and  
19 Human Services Commission shall conduct the initial study required  
20 by Section 531.073(a-3), Government Code, as added by this Act. The  
21 commission may not change a prior authorization requirement for a  
22 prescription drug to which that subsection applies until the  
23 commission has completed the study.

24 SECTION 4. If before implementing any provision of this Act

1 a state agency determines that a waiver or authorization from a  
2 federal agency is necessary for implementation of that provision,  
3 the agency affected by the provision shall request the waiver or  
4 authorization and may delay implementing that provision until the  
5 waiver or authorization is granted.

6 SECTION 5. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2017.