86R22118 GCB-D

By:  Moody H.B. No. 1312

Substitute the following for H.B. No. 1312:

By:  Bernal C.S.H.B. No. 1312

A BILL TO BE ENTITLED

AN ACT

relating to the provision of on-campus mental health services by a school district and reimbursement under Medicaid for certain services provided to eligible students.

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

SECTION 1.  Subchapter A, Chapter 38, Education Code, is amended by adding Sections 38.034 and 38.035 to read as follows:

Sec. 38.034.  ON-CAMPUS MENTAL HEALTH SERVICES. (a) A school district may contract with a local mental health authority to provide mental health services on a campus of the district.

(b)  At the request of a student's parent or guardian, a local mental health authority providing on-campus mental health services that conducts a mental health or behavioral health assessment of the student or provides mental health or behavioral health services to the student may provide to the student's primary care physician the results of the assessment conducted and, if applicable, the results of any services provided.

Sec. 38.035.  REIMBURSEMENT UNDER MEDICAID. The Health and Human Services Commission shall allow a school district to enroll as a provider under the medical assistance program under Chapter 32, Human Resources Code, to provide and receive reimbursement for the provision of mental health services to district students who are medical assistance recipients.

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

SECTION 3.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.