

By: Minjarez

H.B. No. 394

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the duties of a hearing officer following a Health and
3 Human Services Commission fair hearing regarding the denial of
4 certain services.

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

6 SECTION 1. Subchapter A, Chapter 531, Government Code, is
7 amended by adding Section 531.0193 to read as follows:

8 Sec. 531.0193. REQUIRED CONSULTATION WITH MEDICAL DIRECTOR
9 AFTER FAIR HEARING. The executive commissioner by rule shall
10 require that, after conducting a fair hearing and before making a
11 decision, a hearing officer consult with the medical director
12 described by Section 531.009 in determining the outcome of a
13 hearing regarding the denial of medically necessary services.

14 SECTION 2. As soon as practicable after the effective date
15 of this Act, the executive commissioner of the Health and Human
16 Services Commission shall adopt rules required by Section 531.0193,
17 Government Code, as added by this Act.

18 SECTION 3. This Act takes effect September 1, 2019.