

By: Bernal

H.B. No. 706

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the eligibility of certain children with hearing
3 impairments for audiology services under the school health and
4 related services program.

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

6 SECTION 1. Subchapter A, Chapter 38, Education Code, is
7 amended by adding Section 38.033 to read as follows:

8 Sec. 38.033. SCHOOL HEALTH AND RELATED SERVICES PROGRAM;
9 ELIGIBILITY FOR AUDIOLOGY SERVICES. (a) A child is eligible to
10 receive audiology services provided under the school health and
11 related services program if the child:

12 (1) is 20 years of age or younger;

13 (2) has a disability or chronic medical condition;

14 (3) is eligible for Medicaid benefits; and

15 (4) has been prescribed the services under:

16 (A) an individualized education program created
17 under the Individuals with Disabilities Education Act (20 U.S.C.
18 Section 1400 et seq.); or

19 (B) a plan created under Section 504,
20 Rehabilitation Act of 1973 (29 U.S.C. Section 794).

21 (b) The Health and Human Services Commission shall provide
22 reimbursement to a provider under the school health and related
23 services program for audiology services provided to a child who is
24 eligible for the services under Subsection (a).

1 (c) The executive commissioner of the Health and Human
2 Services Commission, in consultation with the agency, shall adopt
3 rules necessary to implement 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 September 1, 2019.