

1-1 By: Bernal, Ortega (Senate Sponsor - Lucio) H.B. No. 706
 1-2 (In the Senate - Received from the House May 6, 2019;
 1-3 May 7, 2019, read first time and referred to Committee on Health &
 1-4 Human Services; May 16, 2019, reported favorably by the following
 1-5 vote: Yeas 9, Nays 0; May 16, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the eligibility of certain children who are deaf or hard
 1-20 of hearing for audiology services under the school health and
 1-21 related services program.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter A, Chapter 38, Education Code, is
 1-24 amended by adding Section 38.033 to read as follows:

1-25 Sec. 38.033. SCHOOL HEALTH AND RELATED SERVICES PROGRAM;
 1-26 ELIGIBILITY FOR AUDIOLOGY SERVICES. (a) A child is eligible to
 1-27 receive audiology services provided under the school health and
 1-28 related services program if the child:

- 1-29 (1) is 20 years of age or younger;
- 1-30 (2) has a disability or chronic medical condition;
- 1-31 (3) is eligible for Medicaid benefits; and
- 1-32 (4) has been prescribed the services under:

1-33 (A) an individualized education program created
 1-34 under the Individuals with Disabilities Education Act (20 U.S.C.
 1-35 Section 1400 et seq.); or

1-36 (B) a plan created under Section 504,
 1-37 Rehabilitation Act of 1973 (29 U.S.C. Section 794).

1-38 (b) The Health and Human Services Commission shall provide
 1-39 reimbursement to a provider under the school health and related
 1-40 services program for audiology services provided to a child who is
 1-41 eligible for the services under Subsection (a).

1-42 (c) The executive commissioner of the Health and Human
 1-43 Services Commission, in consultation with the agency, shall adopt
 1-44 rules necessary to implement this section.

1-45 SECTION 2. If before implementing any provision of this Act
 1-46 a state agency determines that a waiver or authorization from a
 1-47 federal agency is necessary for implementation of that provision,
 1-48 the agency affected by the provision shall request the waiver or
 1-49 authorization and may delay implementing that provision until the
 1-50 waiver or authorization is granted.

1-51 SECTION 3. This Act takes effect September 1, 2019.

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