

By: White

H.B. No. 1080

A BILL TO BE ENTITLED

AN ACT

relating to prior authorization procedures for physical therapy services in Medicaid and the child health plan program.

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

SECTION 1. Subchapter B, Chapter 531, Government Code, is amended by adding Section 531.0755 to read as follows:

Sec. 531.0755. PRIOR AUTHORIZATION PROCEDURES FOR PHYSICAL THERAPY SERVICES. (a) The commission shall standardize prior authorization request procedures for physical therapy services in Medicaid and the child health plan program by:

(1) developing a standard prior authorization request form for use in both fee-for-service and managed care delivery models;

(2) requiring a provider to submit a prior authorization request to the entity serving as the state's Medicaid claims administrator using the standard prior authorization request form;

(3) requiring the entity serving as the state's Medicaid claims administrator to make a determination regarding the prior authorization; and

(4) if applicable, requiring the entity serving as the state's Medicaid claims administrator to forward for processing the prior authorization request and the determination to the managed care organization with which the Medicaid recipient or child health

1 plan program enrollee is enrolled.

2 (b) A managed care organization with which a Medicaid  
3 recipient or child health plan program enrollee is enrolled may not  
4 require a provider or the recipient or enrollee to use any prior  
5 authorization request procedure for physical therapy services  
6 other than the procedure under Subsection (a).

7 SECTION 2. Not later than December 1, 2019, the Health and  
8 Human Services Commission shall develop the standard prior  
9 authorization request form required by Section 531.0755,  
10 Government Code, as added by this Act.

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