

By: Ortega

H.B. No. 1589

A BILL TO BE ENTITLED

AN ACT

1
2 relating to providing notification to certain pregnant women
3 regarding their eligibility for coverage under Medicaid and the
4 Healthy Texas Women program.

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

6 SECTION 1. Subchapter B, Chapter 531, Government Code, is
7 amended by adding Section 531.0995 to read as follows:

8 Sec. 531.0995. NOTIFICATION OF POTENTIAL AUTOMATIC
9 ENROLLMENT IN THE HEALTHY TEXAS WOMEN PROGRAM. (a) In this
10 section, "Healthy Texas Women program" means a program operated by
11 the commission that is substantially similar to the demonstration
12 project operated under former Section 32.0248, Human Resources
13 Code, and that is intended to expand access to preventive health and
14 family planning services for women in this state.

15 (b) Subject to Subsection (c), the executive commissioner
16 shall adopt rules requiring the commission to provide to a woman who
17 is a recipient of Medicaid during her pregnancy written notice
18 that:

19 (1) the woman has continuous coverage under Medicaid
20 through the second month after the pregnancy ends;

21 (2) if appropriate, the woman's eligibility for
22 enrollment in the Healthy Texas Women program will be determined
23 approximately 30 days after the date the woman's pregnancy ends;

24 and

1 (3) if the woman is determined eligible for the
2 Healthy Texas Women program:

3 (A) she will be automatically enrolled in the
4 program; and

5 (B) her coverage under the program begins on the
6 first day following the date her Medicaid coverage ends.

7 (c) The executive commissioner shall consult with the
8 Maternal Mortality and Morbidity Task Force established under
9 Chapter 34, Health and Safety Code, to determine when and the manner
10 by which the notice required under Subsection (b) should be
11 provided to women. If feasible, the commission shall provide the
12 notice to a woman before the third trimester of her pregnancy. This
13 subsection expires January 1, 2020.

14 SECTION 2. Not later than January 1, 2020, the executive
15 commissioner of the Health and Human Services Commission shall
16 adopt rules required by Section 531.0995, Government Code, as added
17 by this Act.

18 SECTION 3. If before implementing any provision of this Act
19 a state agency determines that a waiver or authorization from a
20 federal agency is necessary for implementation of that provision,
21 the agency affected by the provision shall request the waiver or
22 authorization and may delay implementing that provision until the
23 waiver or authorization is granted.

24 SECTION 4. This Act takes effect September 1, 2019.