

By: J. Johnson of Dallas

H.B. No. 3337

Substitute the following for H.B. No. 3337:

By: Thompson of Harris

C.S.H.B. No. 3337

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a survey for women enrolled in the Healthy Texas Women
3 program.

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

5 SECTION 1. Subchapter B, Chapter 531, Government Code, is
6 amended by adding Section 531.09951 to read as follows:

7 Sec. 531.09951. HEALTHY TEXAS WOMEN PROGRAM SURVEY. (a) In
8 this section, "Healthy Texas Women program" means a program
9 operated by the commission that is substantially similar to the
10 demonstration project operated under former Section 32.0248, Human
11 Resources Code, and that is intended to expand access to preventive
12 health and family planning services for women in this state.

13 (b) The commission shall develop a survey for women enrolled
14 in the Healthy Texas Women program to solicit information for
15 improving the operation of the program. The commission shall seek
16 comments from interested persons in developing the survey. The
17 survey may solicit information regarding:

18 (1) whether a woman's health care provider under the
19 program is the same provider who treated the woman before she was
20 enrolled in the program, and if not, the method by which the woman
21 found her provider;

22 (2) the length of time between the date the woman's
23 Medicaid or child health plan program coverage ended and the date of
24 her first visit to a health care provider participating in the

1 program;

2 (3) notable barriers to the woman's health care
3 access; and

4 (4) any other information the commission considers
5 necessary or useful in determining program improvements.

6 (c) The commission shall include in each provider cost
7 reimbursement contract in the Healthy Texas Women program
8 provisions that require the provider to:

9 (1) distribute the survey to a woman on the woman's
10 first visit to the provider after her enrollment in the program; and

11 (2) return the completed survey to the commission.

12 (d) The commission may not take any enforcement action
13 against a provider who is unable to comply with the contract
14 provisions described by Subsection (c).

15 (e) The commission shall compile the information obtained
16 under this section and use the information to improve the operation
17 of the Healthy Texas Women program. Not later than December 1 of
18 each even-numbered year, the commission shall prepare and submit a
19 written report that includes the compiled information about the
20 program and the commission's recommendations for improving the
21 operation of the program to the governor, the lieutenant governor,
22 the speaker of the house of representatives, and the presiding
23 officers of the standing committees of the senate and house of
24 representatives having primary jurisdiction over health and human
25 services issues.

26 (f) Any personally identifying information in a patient's
27 medical records acquired by the commission under this section is

1 confidential and is not subject to disclosure under Chapter 552.

2 (g) The executive commissioner shall adopt rules to ensure
3 that the use of any health information under this section complies
4 with all state and federal laws relating to the privacy,
5 protection, confidentiality, and transmission of health
6 information, including the Health Insurance Portability and
7 Accountability Act of 1996 (Pub. L. No. 104-191) and rules adopted
8 under that Act.

9 SECTION 2. Not later than September 1, 2020, the executive
10 commissioner of the Health and Human Services Commission shall
11 develop the survey and adopt rules required by Section 531.09951,
12 Government Code, as added by this Act.

13 SECTION 3. Section 531.09951, Government Code, as added by
14 this Act, applies only to a contract entered into or renewed on or
15 after the effective date of this Act. A contract entered into or
16 renewed before that date is governed by the law in effect on the
17 date the contract was entered into or renewed, and that law is
18 continued in effect for that purpose.

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