

By: Hancock

S.B. No. 935

A BILL TO BE ENTITLED

AN ACT

relating to reimbursement of federal military treatment facilities under the workers' compensation system.

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

SECTION 1. Subchapter B, Chapter 413, Labor Code, is amended by adding Section 413.0112 to read as follows:

Sec. 413.0112. REIMBURSEMENT OF FEDERAL MILITARY TREATMENT FACILITY. (a) In this section, "federal military treatment facility" means a medical facility that operates as part of the Military Health System of the United States Department of Defense.

(b) The reimbursement rates for medical services provided to an injured employee by a federal military treatment facility must be equal to the rates at which a third-party payer is required to reimburse a treatment facility for the same services as determined under 32 C.F.R. Part 220.

(c) Chapter 1305, Insurance Code, and the following sections of this code do not apply to the reimbursement of a federal military treatment facility's charges for medical services provided to an injured employee:

(1) Sections 408.027(a) and (f);

(2) Section 408.0271;

(3) Section 408.0272;

(4) Section 408.028;

(5) Section 408.0281;

- 1 (6) Section 413.011;
- 2 (7) Section 413.014;
- 3 (8) Section 413.031;
- 4 (9) Section 413.032;
- 5 (10) Section 413.041; and
- 6 (11) Section 504.053.

7 (d) The commissioner shall adopt rules necessary to
8 implement this section, including rules establishing:

9 (1) requirements for processing medical bills for
10 services provided to an injured employee by a federal military
11 treatment facility; and

12 (2) a separate medical dispute resolution process to
13 resolve disputes over charges billed directly to an injured
14 employee by a federal military treatment facility.

15 SECTION 2. The commissioner of workers' compensation shall
16 adopt rules as required by Section 413.0112, Labor Code, as added by
17 this Act, not later than December 1, 2019.

18 SECTION 3. The change in law made by this Act applies only
19 to health care services provided on or after January 1, 2020, in
20 conjunction with a claim for workers' compensation benefits,
21 regardless of the date on which the compensable injury that is the
22 basis of the claim occurred.

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