

1-1 By: Menéndez S.B. No. 1177
 1-2 (In the Senate - Filed February 26, 2019; March 7, 2019,
 1-3 read first time and referred to Committee on Health & Human
 1-4 Services; April 23, 2019, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
 1-6 April 23, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1177 By: Perry

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to offering certain evidence-based services in lieu of
 1-22 other mental health or substance use disorder services by a
 1-23 Medicaid managed care organization.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 533.005, Government Code, is amended by
 1-26 adding Subsection (g) to read as follows:

1-27 (g) In addition to the requirements specified by Subsection
 1-28 (a), a contract described by that subsection must contain language
 1-29 permitting a managed care organization to offer medically
 1-30 appropriate, cost-effective, evidence-based services from a list
 1-31 approved by the state Medicaid managed care advisory committee and
 1-32 included in the contract in lieu of mental health or substance use
 1-33 disorder services specified in the state Medicaid plan. A
 1-34 recipient is not required to use a service from the list included in
 1-35 the contract in lieu of another mental health or substance use
 1-36 disorder service specified in the state Medicaid plan. The
 1-37 commission shall:

1-38 (1) prepare and submit an annual report to the
 1-39 legislature on the number of times during the preceding year a
 1-40 service from the list included in the contract is used; and

1-41 (2) take into consideration the actual cost and use of
 1-42 any services from the list included in the contract that are offered
 1-43 by a managed care organization when setting the capitation rates
 1-44 for that organization under the contract.

1-45 SECTION 2. Section 533.005, Government Code, as amended by
 1-46 this Act, applies to a contract entered into or renewed on or after
 1-47 the effective date of this Act. A contract entered into or renewed
 1-48 before that date is governed by the law in effect on the date the
 1-49 contract was entered into or renewed, and that law is continued in
 1-50 effect for that purpose.

1-51 SECTION 3. If before implementing any provision of this Act
 1-52 a state agency determines that a waiver or authorization from a
 1-53 federal agency is necessary for implementation of that provision,
 1-54 the agency affected by the provision shall request the waiver or
 1-55 authorization and may delay implementing that provision until the
 1-56 waiver or authorization is granted.

1-57 SECTION 4. This Act takes effect September 1, 2019.

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