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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. \_\_\_\_\_

BY: Minjarez

1 Amend C.S.S.B. No. 8 (house committee printing) by adding the  
2 following appropriately numbered SECTION to the bill and  
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION \_\_\_\_\_. PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY  
5 (PACE). (a) Notwithstanding Rider 122, page II-85, Chapter 1053  
6 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the  
7 General Appropriations Act), the Health and Human Services  
8 Commission shall transfer money from Strategy A.1.1., Aged and  
9 Medicare-Related, or Strategy A.1.2., Disability-Related, to  
10 Strategy A.3.5., All-Inclusive Care - Elderly (PACE), as listed in  
11 that Act, in an amount not to exceed \$2,807,303 in general revenue  
12 funds appropriated for the state fiscal year beginning September 1,  
13 2021, and \$11,229,210 in general revenue funds appropriated for the  
14 state fiscal year beginning September 1, 2022, to support up to 150  
15 clients served in each of up to two additional Program of  
16 All-Inclusive Care for the Elderly (PACE) sites. The amount  
17 transferred under this subsection may not exceed \$1,403,651 for the  
18 state fiscal year beginning September 1, 2021, and \$5,614,605 for  
19 the state fiscal year beginning September 1, 2022, for each new  
20 site. It is the intent of the legislature that additional PACE sites  
21 be located in Bexar County and administered by entities with  
22 available facility space and demonstrated administrative capacity.  
23 The new sites shall support the goals of increased access to  
24 healthcare services, options for eligible persons, and improved  
25 public health outcomes.

26 (b) The transfer of money described by Subsection (a) of  
27 this section is contingent on the additional PACE sites having:

28 (1) complied with the statutory requirements of  
29 Section 32.053, Human Resources Code, and any regulatory

1 requirements; and

2 (2) been approved by the Centers for Medicare and  
3 Medicaid Services to be a provider agency.

4 (c) The executive commissioner of the Health and Human  
5 Services Commission shall provide written notice to the Legislative  
6 Budget Board and the governor of the certification and transfer  
7 amounts not later than the 30th business day after the date a  
8 transfer occurs.

9 (d) If transfer authority provided by Subsection (a) of this  
10 section is not sufficient to serve the increase in clients  
11 described by Subsection (a) of this section, the executive  
12 commissioner of the Health and Human Services Commission shall  
13 submit a written request to the Legislative Budget Board and the  
14 governor for approval to transfer additional money from the  
15 strategies described by Subsection (a) of this section. The  
16 request shall be considered approved unless the Legislative Budget  
17 Board or the governor issues a written disapproval not later than  
18 the 30th business day after the date the staff of the Legislative  
19 Budget Board concludes its review of the request and forwards its  
20 review to the chair of the house appropriations committee, chair of  
21 the senate finance committee, speaker of the house of  
22 representatives, and lieutenant governor. Any requests for  
23 additional information made by the Legislative Budget Board toll  
24 the counting of the 30 business days.

25 (e) Proposed rates related to all PACE sites, including any  
26 new sites as authorized by this section, are subject to the  
27 requirements in Section 12, page II-102, Chapter 1053 (S.B. 1),  
28 Acts of the 87th Legislature, Regular Session, 2021 (the General  
29 Appropriations Act). The fiscal impact of proposed rates shall be  
30 calculated relative to the average cost per client for existing  
31 PACE sites.

1           (f) A PACE provider shall provide any requested information  
2 on actual cost, caseload, and service on request of the Health and  
3 Human Services Commission, the Legislative Budget Board, or the  
4 governor.