87R10982 BDP-F

By:  Guillen H.B. No. 3740

A BILL TO BE ENTITLED

AN ACT

relating to the provision of home telemonitoring services under Medicaid.

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

SECTION 1.  Section 531.02164(c), Government Code, is amended to read as follows:

(c)  The program required under this section must:

(1)  provide that home telemonitoring services are available only to persons who:

(A)  are diagnosed with one or more of the following conditions:

(i)  pregnancy;

(ii)  diabetes;

(iii)  heart disease;

(iv)  cancer;

(v)  chronic obstructive pulmonary disease;

(vi)  hypertension;

(vii)  congestive heart failure;

(viii)  mental illness or serious emotional disturbance;

(ix)  asthma;

(x)  myocardial infarction; or

(xi)  stroke; and

(B)  exhibit two or more of the following risk factors:

(i)  two or more hospitalizations in the prior 12-month period;

(ii)  frequent or recurrent emergency room admissions;

(iii)  a documented history of poor adherence to ordered medication regimens;

(iv)  a documented history of falls in the prior six-month period;

(v)  limited or absent informal support systems;

(vi)  living alone or being home alone for extended periods of time; [~~and~~]

(vii)  a documented history of care access challenges; and

(viii)  a need for a weekly or monthly skilled nursing assessment;

(2)  ensure that clinical information gathered by a home and community support services agency or hospital while providing home telemonitoring services is shared with the patient's physician; and

(3)  ensure that the program does not duplicate disease management program services provided under Section 32.057, Human Resources Code.

SECTION 2.  As soon as practicable after the effective date of this Act, the executive commissioner of the Health and Human Services Commission shall adopt rules necessary to implement the changes in law made by this Act.

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

SECTION 4.  This Act takes effect September 1, 2021.