

By: Thierry, Hull, Neave, Rose

H.B. No. 158

Substitute the following for H.B. No. 158:

By: Hull

C.S.H.B. No. 158

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to a pilot program to provide Medicaid coverage of doula  
3 services.

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

5 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,  
6 is amended by adding Section 32.02481 to read as follows:

7 Sec. 32.02481. MEDICAL ASSISTANCE PILOT PROGRAM FOR DOULA  
8 SERVICES. (a) In this section:

9 (1) "Doula" means a nonmedical birthing coach who  
10 provides doula services and meets the qualifications for a doula as  
11 determined by commission rule.

12 (2) "Doula services" means nonmedical childbirth  
13 education, coaching, and support services, including emotional and  
14 physical support provided during pregnancy, labor, delivery, and  
15 the postpartum period, or provided intermittently during pregnancy  
16 and the postpartum period.

17 (b) The commission shall establish a pilot program to  
18 provide medical assistance reimbursement for doula services  
19 provided by a doula. The executive commissioner, in consultation  
20 with the Perinatal Advisory Council established under Section  
21 241.187, Health and Safety Code, by rule shall determine the  
22 qualifications necessary for an individual to be considered a doula  
23 and the doula services to be covered under the pilot program.

24 (c) Not later than September 1, 2022, the commission shall

1 implement the pilot program in:

2 (1) the most populous county in this state; and

3 (2) the county with the greatest maternal health  
4 support needs, as determined by the county's maternal and infant  
5 mortality rates and the number of births in the county by Medicaid  
6 recipients.

7 (d) The commission shall prescribe eligibility requirements  
8 for participation in the pilot program.

9 (e) Not later than September 1 of each year during the  
10 operation of the pilot program, the commission shall prepare and  
11 publish on the commission's Internet website a report evaluating:

12 (1) the total costs during the preceding year of  
13 providing medical assistance reimbursement for doula services  
14 under the pilot program; and

15 (2) the impact on birth outcomes for women who receive  
16 doula services under the pilot program.

17 (f) Not later than September 1, 2026, the commission shall  
18 prepare and submit to the legislature a written report that:

19 (1) summarizes the results of the pilot program,  
20 including the effectiveness of the pilot program in reducing  
21 maternal mortality rates and racial disparities in health outcomes  
22 in the geographic areas of this state in which the pilot program  
23 operates;

24 (2) includes feedback from participating doulas and  
25 recipients who received doula services under the pilot program; and

26 (3) includes a recommendation on whether the pilot  
27 program should be continued, expanded, or terminated.

1        (g) The pilot program terminates and this section expires  
2 September 1, 2027.

3        SECTION 2. Notwithstanding Section 32.02481(e), Human  
4 Resources Code, as added by this Act, the Health and Human Services  
5 Commission shall prepare and publish the first report required by  
6 that section not later than September 1, 2023.

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

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