

AN ACT

relating to Medicaid reimbursement for the provision of certain behavioral health and physical health services.

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

SECTION 1. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.0246 to read as follows:

Sec. 32.0246. MEDICAL ASSISTANCE REIMBURSEMENT FOR CERTAIN BEHAVIORAL HEALTH AND PHYSICAL HEALTH SERVICES. (a) In this section, "behavioral health services" has the meaning assigned by Section 533.00255(a), Government Code, and includes targeted case management and psychiatric rehabilitation services.

(b) The commission shall provide to a public or private provider of behavioral health services medical assistance reimbursement through a fee-for-service delivery model for behavioral health or physical health services provided to a recipient before that recipient's enrollment with and receipt of medical assistance services through a managed care organization under Chapter 533, Government Code.

(c) The commission shall ensure that a public or private provider of behavioral health services who is reimbursed under Subsection (b) through a fee-for-service delivery model is provided medical assistance reimbursement through a managed care model for behavioral health or physical health services provided to a recipient after that recipient's enrollment with and receipt of

1 medical assistance services through a managed care organization
2 under Chapter 533, Government Code.

3 SECTION 2. Section 32.024, Human Resources Code, is amended
4 by adding Subsection (11) to read as follows:

5 (11) The commission shall provide medical assistance
6 reimbursement to an authorized wound care education and training
7 services provider and establish outcome measures for evaluating the
8 physical health care outcomes of recipients who receive wound care
9 education and training services from an authorized wound care
10 education and training services provider.

11 SECTION 3. Subchapter B, Chapter 32, Human Resources Code,
12 is amended by adding Section 32.0285 to read as follows:

13 Sec. 32.0285. CALCULATION OF MEDICAL EDUCATION ADD-ON FOR
14 REIMBURSEMENT OF TEACHING HOSPITALS THAT PROVIDE BEHAVIORAL HEALTH
15 AND PHYSICAL HEALTH SERVICES. The commission shall, on request
16 from a teaching hospital that provides behavioral health and
17 physical health services, update on a biannual basis the education
18 adjustment factor used to calculate the medical education add-on
19 using the most current Medicare education adjustment factor data
20 available under 42 C.F.R. Section 412.105 at the time the
21 commission makes the update.

22 SECTION 4. Section 32.0285, Human Resources Code, as added
23 by this Act, applies only to a request from a teaching hospital that
24 is made on or after September 1, 2022.

25 SECTION 5. The Health and Human Services Commission is
26 required to implement a provision of this Act only if the
27 legislature appropriates money to the commission specifically for

1 that purpose. If the legislature does not appropriate money
2 specifically for that purpose, the commission may, but is not
3 required to, implement a provision of this Act using other
4 appropriations that are available for that purpose.

5 SECTION 6. If before implementing any provision of this Act
6 a state agency determines that a waiver or authorization from a
7 federal agency is necessary for implementation of that provision,
8 the agency affected by the provision shall request the waiver or
9 authorization and may delay implementing that provision until the
10 waiver or authorization is granted.

11 SECTION 7. This Act takes effect September 1, 2022.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1921 passed the Senate on May 4, 2021, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 30, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1921 passed the House, with amendment, on May 26, 2021, by the following vote: Yeas 96, Nays 50, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor