

SENATE AMENDMENTS

2nd Printing

By: Lopez

H.B. No. 2365

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the participation and reimbursement of certain military
3 medical treatment facilities and affiliated health care providers
4 under Medicaid.

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

6 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,
7 is amended by adding Section 32.0275 to read as follows:

8 Sec. 32.0275. MILITARY MEDICAL TREATMENT FACILITIES AND
9 AFFILIATED HEALTH CARE PROVIDERS; REIMBURSEMENT. (a) In this
10 section, "military medical treatment facility" means a military
11 medical treatment facility described by 10 U.S.C. Section 1073d(b),
12 (c), or (d).

13 (b) This section applies only to a military medical
14 treatment facility located in this state that has been verified as a
15 Level 1 trauma center by the American College of Surgeons or an
16 equivalent organization.

17 (c) A military medical treatment facility or a health care
18 provider providing services at a military medical treatment
19 facility is considered a provider under Medicaid for purposes of
20 providing and receiving reimbursement for:

21 (1) inpatient emergency services; and

22 (2) related outpatient services to the extent those
23 services are not available from an enrolled Medicaid provider at
24 the time the services are needed.

1 (d) If a Medicaid recipient experiences an injury for which
2 the recipient receives inpatient emergency services from a military
3 medical treatment facility that is a hospital, the commission may
4 not impose a 30-day spell of illness limitation or other
5 requirement that limits the period of time the recipient may
6 receive those services.

7 SECTION 2. 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 3. This Act takes effect September 1, 2021.

ADOPTED

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MAY 24 2021

Latey Saw
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: *Anna Campbell*

1 Amend H.B. No. 2365 (senate committee printing) in SECTION 1
2 of the bill by striking added Section 32.0275(d), Human Resources
3 Code (page 1, lines 42 through 47).

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 24, 2021

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2365 by Lopez (Relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Human Resources Code to require Medicaid reimbursement for a military medical treatment facility verified as level 1 trauma center for certain services.

The Health and Human Services Commission indicates that any costs associated with the bill could be absorbed within the agency's existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 529 Hlth & Human Svcs Comm

LBB Staff: JMc, AKI, RD, JLI

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 20, 2021

TO: Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2365 by Lopez (Relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Human Resources Code to require Medicaid reimbursement for a military medical treatment facility verified as level 1 trauma center for certain services. The bill would also prohibit the Health and Human Services Commission from imposing time limits on inpatient emergency services at a military medical treatment facility verified as level 1 trauma center.

The Health and Human Services Commission indicates that any costs associated with the bill could be absorbed within the agency's existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 529 Hlth & Human Svcs Comm

LBB Staff: JMc, AKI, RD, JLI

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 11, 2021

TO: Honorable James B. Frank, Chair, House Committee on Human Services

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2365 by Lopez (Relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Human Resources Code to require Medicaid reimbursement for a military medical treatment facility verified as level 1 trauma center for certain services. The bill would also prohibit the Health and Human Services Commission from imposing time limits on inpatient emergency services at a military medical treatment facility verified as level 1 trauma center.

The Health and Human Services Commission indicates that any costs associated with the bill could be absorbed within the agency's existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 529 Hlth & Human Svcs Comm

LBB Staff: JMc, AKI, JLI, RD