88R8033 MM-D

By:  Dorazio H.B. No. 2933

A BILL TO BE ENTITLED

AN ACT

relating to ensuring certain adoptive parents may consent to medical care and access information regarding their child who is eligible for benefits under Medicaid.

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 32.02472 to read as follows:

Sec. 32.02472.  PARENTAL CONSENT AND ACCESS TO INFORMATION CONCERNING CERTAIN ADOPTED CHILDREN. The commission shall collaborate with the Department of Family and Protective Services to ensure that, if applicable, both adoptive parents of a child adopted from the conservatorship of the department and eligible for Medicaid are able to:

(1)  consent to the medical care provided to the child under Medicaid; and

(2)  provide and receive information regarding the child's Medicaid benefits, including:

(A)  providing and receiving information through any electronic interface or system used by the commission to communicate to or about Medicaid recipients; and

(B)  providing information to and receiving information from:

(i)  the commission;

(ii)  the Medicaid managed care organization arranging for or providing the managed care plan in which the child is enrolled; and

(iii)  any health care provider providing services to the child under Medicaid.

SECTION 2.  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 3.  This Act takes effect September 1, 2023.