

1-1 By: Thompson of Harris, et al. H.B. No. 54
 1-2 (Senate Sponsor - Zaffirini)
 1-3 (In the Senate - Received from the House April 18, 2023;
 1-4 April 19, 2023, read first time and referred to Committee on Health
 1-5 & Human Services; May 15, 2023, reported adversely, with favorable
 1-6 Committee Substitute by the following vote: Yeas 9, Nays 0;
 1-7 May 15, 2023, sent to printer.)

1-8 COMMITTEE VOTE

1-9		Yea	Nay	Absent	PNV
1-10	Kolkhorst	X			
1-11	Perry	X			
1-12	Blanco	X			
1-13	Hall	X			
1-14	Hancock	X			
1-15	Hughes	X			
1-16	LaMantia	X			
1-17	Miles	X			
1-18	Sparks	X			

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 54 By: Miles

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to the personal needs allowance for certain Medicaid
 1-23 recipients who are residents of long-term care facilities.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 32.024(w), Human Resources Code, is
 1-26 amended to read as follows:

1-27 (w) The executive commissioner shall set a personal needs
 1-28 allowance of not less than \$75 [~~\$60~~] a month for a resident of a
 1-29 convalescent or nursing facility or related institution licensed
 1-30 under Chapter 242, Health and Safety Code, assisted living
 1-31 facility, ICF-IID facility, or other similar long-term care
 1-32 facility who receives medical assistance. The commission may send
 1-33 the personal needs allowance directly to a resident who receives
 1-34 Supplemental Security Income (SSI) (42 U.S.C. Section 1381 et
 1-35 seq.). This subsection does not apply to a resident who is
 1-36 participating in a medical assistance waiver program administered
 1-37 by the commission.

1-38 SECTION 2. The change in law made by this Act to Section
 1-39 32.024(w), Human Resources Code, applies only to a personal needs
 1-40 allowance paid on or after the effective date of this Act.

1-41 SECTION 3. If before implementing any provision of this Act
 1-42 a state agency determines that a waiver or authorization from a
 1-43 federal agency is necessary for implementation of that provision,
 1-44 the agency affected by the provision shall request the waiver or
 1-45 authorization and may delay implementing that provision until the
 1-46 waiver or authorization is granted.

1-47 SECTION 4. This Act takes effect September 1, 2023.

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