

By: Cortez

H.B. No. 2216

A BILL TO BE ENTITLED

AN ACT

relating to the period of continuous eligibility for the medical assistance program.

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

SECTION 1. Section 32.0261(b), Human Resources Code, is amended to read as follows:

(b) The executive commissioner shall adopt rules in accordance with 42 U.S.C. Section 1396a(e)(12), as amended, to provide for a period of continuous eligibility [~~two consecutive periods of eligibility~~] for a child to which this section applies [~~between each certification and recertification of the child's eligibility, subject to Subsections (f) and (h)~~]. The rules must provide that the child remains eligible for medical assistance, without additional review by the commission and regardless of changes in the child's resources or income, until the earlier of:

(1) the first anniversary of the date on which the child's eligibility was determined; or

(2) the child's 19th birthday.

SECTION 2. Sections 32.0261(c), (d), (e), (f), (g), (h), (j), (k), and (l), Human Resources Code, are repealed.

SECTION 3. If before implementing any provision of this Act a state agency determines that any other waiver or authorization from a federal agency is necessary for implementation of that provision, the agency affected by the provision shall request the

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1 waiver or authorization and may delay implementing that provision
2 until the waiver or authorization is granted.

3 SECTION 4. This Act takes effect September 1, 2023.