

By: Dorazio, Gates, Shaheen, et al.

H.B. No. 2933

A BILL TO BE ENTITLED

1 AN ACT

2 relating to ensuring certain adoptive parents may consent to
3 medical care and access information regarding their child who is
4 eligible for benefits 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 32.02472 to read as follows:

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

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

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

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

21 (B) providing information to and receiving
22 information from:

23 (i) the commission;

24 (ii) the Medicaid managed care organization

1 arranging for or providing the managed care plan in which the child
2 is enrolled; and

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

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