

By: Raymond

H.B. No. 5265

A BILL TO BE ENTITLED

AN ACT

relating to Medicaid coverage and reimbursement for certain inpatient mental health services.

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 32.02465 to read as follows:

Sec. 32.02465. REIMBURSEMENT FOR CERTAIN INPATIENT MENTAL HEALTH SERVICES. (a) In this section, "inpatient mental health institution" means a hospital, nursing facility, or other institution with 16 or more beds that primarily provides health care services, including medical attention, nursing care, and related services, to individuals with a mental illness.

(b) The commission shall ensure that medical assistance reimbursement is provided to an inpatient mental health institution that provides health care services to a recipient under the medical assistance program.

(c) The executive commissioner by rule shall ensure that medical assistance reimbursement provided under this section includes reimbursement for:

(1) health care services provided to a recipient under the medical assistance program regardless of the recipient's age; and

(2) the entirety of a recipient's stay at an inpatient mental health institution during which the institution provided

1 those services.

2 SECTION 2. If before implementing any provision of this Act
3 a state agency determines that a waiver or authorization from a
4 federal agency is necessary for implementation of that provision,
5 the agency affected by the provision shall request the waiver or
6 authorization and may delay implementing that provision until the
7 waiver or authorization is granted.

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