

By: Rose

H.B. No. 2402

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the determination of fees, charges, and rates for
3 certain benefits under Medicaid.

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

5 SECTION 1. Section 32.028(c), Human Resources Code, is
6 amended to read as follows:

7 (c) The fee, charge, or rate for other medical assistance is
8 the usual and customary fee, charge, or rate that prevails in the
9 community unless the payment is limited by state or federal law. In
10 determining the usual and customary fee, charge, or rate under this
11 subsection, the commission shall exclude any fee, charge, or rate
12 offered as part of a fee-based membership discount program.

13 SECTION 2. If before implementing any provision of this Act
14 a state agency determines that a waiver or authorization from a
15 federal agency is necessary for implementation of that provision,
16 the agency affected by the provision shall request the waiver or
17 authorization and may delay implementing that provision until the
18 waiver or authorization is granted.

19 SECTION 3. This Act takes effect September 1, 2025.