

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

May 27, 2017

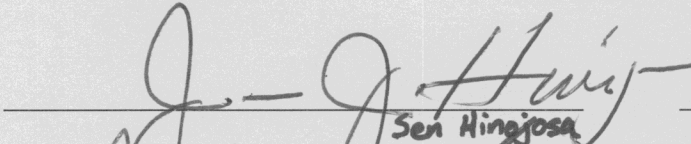
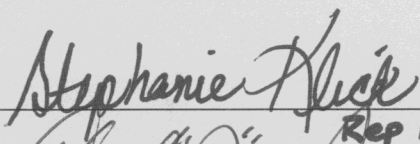
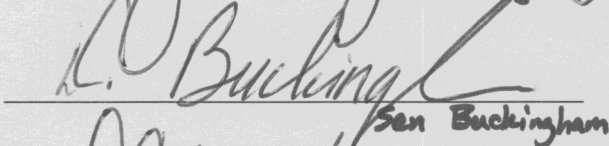
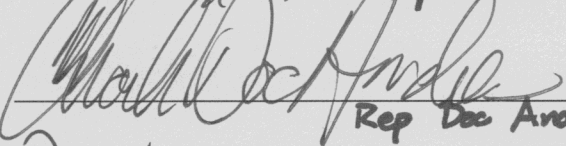
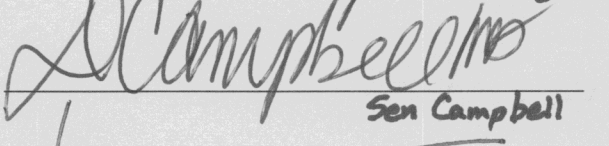

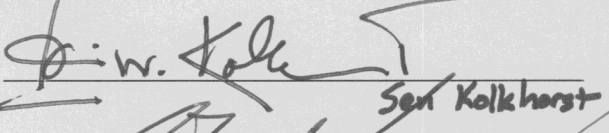
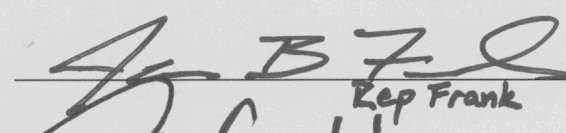
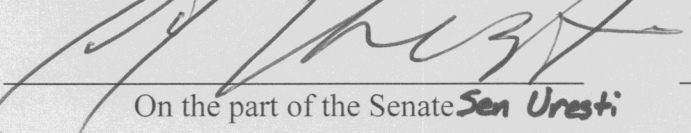
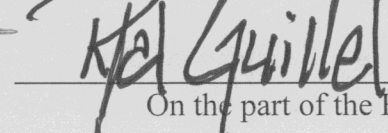
Date

Honorable Dan Patrick
President of the Senate

Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HB 3292 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

 _____ Sen Hingjosa	 _____ Rep Klick
 _____ Sen Buckingham	 _____ Rep Doc Anderson
 _____ Sen Campbell	 _____ Rep Collier
 _____ Sen Kolkhorst	 _____ Rep Frank
 _____ On the part of the Senate Sen Uresti	 _____ On the part of the House Rep Guillen

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

H.B. No. 3292

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the continuation of medical assistance for certain
3 individuals.

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

5 SECTION 1. Subchapter B, Chapter 32, Human Resources Code,
6 is amended by adding Section 32.0256 to read as follows:

7 Sec. 32.0256. CONTINUATION OF MEDICAL ASSISTANCE FOR
8 CERTAIN INDIVIDUALS. (a) A recipient described by Section
9 32.025(a) who experiences a temporary increase in income of a
10 duration of one month or less that would result in the recipient
11 being ineligible for medical assistance continues to be eligible
12 for that assistance if the individual:

13 (1) either:

14 (A) receives services through a program for
15 individuals with an intellectual or developmental disability
16 authorized under Section 1915(c), Social Security Act (42 U.S.C.
17 Section 1396n(c)); or

18 (B) resides in an ICF-IID facility; and

19 (2) continues to meet the functional and diagnostic
20 criteria for the receipt of services under a program described by
21 Subdivision (1)(A) or for residency in an ICF-IID facility.

22 (b) To continue to be eligible for medical assistance, a
23 recipient described by Subsection (a) must submit an application
24 for medical assistance in accordance with Section 32.025(b) not

1 later than the 90th day after the date on which the recipient is
2 determined ineligible.

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

9 SECTION 3. The Health and Human Services Commission is
10 required to implement this Act only if the legislature appropriates
11 money specifically for that purpose. If the legislature does not
12 appropriate money specifically for that purpose, the commission
13 may, but is not required to, implement this Act using other
14 appropriations available for that purpose.

15 SECTION 4. This Act takes effect September 1, 2017.

House Bill 3292
Conference Committee Report
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION (CS)

CONFERENCE

SECTION 1. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.0256.

SECTION 1. Same as House version.

SECTION 1. Same as House version.

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

SECTION 2. Same as House version.

SECTION 2. Same as House version.

No equivalent provision.

SECTION 3. *This Act takes effect only if a specific appropriation for the implementation of the Act is provided in a general appropriations act of the 85th Legislature.*

SECTION 3. *The Health and Human Services Commission is required to implement this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the commission may, but is not required to, implement this Act using other appropriations available for that purpose.*

SECTION 3. Effective date.

SECTION 4. Same as House version.

SECTION 4. Same as House version.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 27, 2017

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3292 by Klick (Relating to the continuation of medical assistance for certain individuals.), **Conference Committee Report**

The fiscal implications of the bill cannot be determined at this time due to insufficient information regarding the client services impact related to implementing the provisions of the bill. The agency is not required to implement the legislation in the absence of a specific appropriation.

The bill would require that certain individuals with an intellectual or developmental disability continue to be eligible for Medicaid if the individual experiences a temporary increase in income for one month or less. To continue to be eligible for Medicaid, the recipient would be required to submit an application, no later than the 90th day after the date the individual was determined ineligible. The bill would only take effect if a specific appropriation is provided in a general appropriations act of the Eighty-fifth Legislature.

According to HHSC, there would be costs associated with system modifications and other administrative functions necessary to implement the provisions of the bill. Additionally, there would be a significant client services cost associated with implementing the provisions of the bill; however, due to insufficient information provided by HHSC, those costs cannot be determined at this time.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 529 Health and Human Services Commission

LBB Staff: UP, SD, KCA, LR, RGU

**Certification of Compliance with
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on HB 3292 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

Stephanie T. Heck

(name)

17R337(3)

5/27/17

(date)