



FLOOR AMENDMENT NO. _____

BY: T. DeLoach

1 Amend H.B. No. 2 (house committee printing) as follows:

2 (1) Add the following appropriately numbered SECTIONS to
3 the bill and renumber subsequent SECTIONS of the bill and cross-
4 references to those SECTIONS accordingly:

5 SECTION _____. (a) Subchapter B, Chapter 531, Government
6 Code, is amended by adding Section 531.02419 to read as follows:

7 Sec. 531.02419. ELIGIBILITY OF CERTAIN PERSONS FOR CERTAIN
8 BENEFIT PROGRAMS. Unless the department provides a waiver
9 authorizing a pregnant woman to obtain an abortion after the
10 date the post-fertilization age of the unborn child is 20 weeks,
11 to the extent permitted under federal law and notwithstanding
12 any other law, once a pregnant woman who is eligible for
13 Medicaid under Section 32.02472, Human Resources Code, is at
14 least 20 weeks pregnant, each family member of the woman who is
15 also a member of the woman's household is eligible for benefits
16 under the following programs:

17 (1) the temporary assistance for needy families
18 program under Chapter 31, Human Resources Code;

19 (2) the Medicaid program under Chapter 32, Human
20 Resources Code; and

21 (3) the supplemental nutrition assistance program
22 under Chapter 33, Human Resources Code.

23 (b) The changes in law made by this section apply to an
24 initial determination or redetermination of eligibility of a
25 person for benefits under the temporary assistance for needy
26 families program under Chapter 31, Human Resources Code, the
27 medical assistance program under Chapter 32, Human Resources
28 Code, or the supplemental nutrition assistance program under
29 Chapter 33, Human Resources Code, that is made on or after the
30 effective date of this section.

1 (c) This section takes effect November 1, 2013.

2 SECTION _____. (a) Subchapter B, Chapter 32, Human
3 Resources Code, is amended by adding Section 32.02472 to read as
4 follows:

5 Sec. 32.02472. MEDICAL ASSISTANCE FOR CERTAIN PREGNANT
6 WOMEN TO COVER COSTS RELATED TO CHILDBIRTH. Unless the
7 department provides a waiver authorizing a pregnant woman to
8 obtain an abortion after the date the post-fertilization age of
9 the unborn child is 20 weeks, the department shall provide
10 medical assistance to cover the costs related to prenatal care
11 and childbirth for a pregnant woman:

12 (1) whose income is less than or equal to 250 percent
13 of the federal poverty level; and

14 (2) who attempted to obtain an abortion but was denied
15 the abortion because at the time she sought the abortion the
16 post-fertilization age of the unborn child was 20 weeks or more.

17 (b) The changes in law made by this section apply to an
18 initial determination or redetermination of eligibility of a
19 person for medical assistance under Chapter 32, Human Resources
20 Code, that is made on or after the effective date of this
21 section.

22 (c) This section takes effect November 1, 2013.

23 SECTION _____. (a) Subchapter A, Chapter 302, Labor Code, is
24 amended by adding Section 302.0048 to read as follows:

25 Sec. 302.0048. ELIGIBILITY FOR CHILD CARE BENEFITS FUNDED
26 UNDER CHILD CARE AND DEVELOPMENT BLOCK GRANT. Unless the
27 department provides a waiver authorizing a pregnant woman to
28 obtain an abortion after the date the post-fertilization age of
29 the unborn child is 20 weeks, to the extent permitted under
30 federal law and to the extent the woman is not otherwise
31 eligible, once a pregnant woman who is eligible for Medicaid
32 under Section 32.02472, Human Resources Code, is at least 20

1 weeks pregnant, the woman is eligible to receive child care
2 funded wholly or partly from money received under the Child Care
3 and Development Block Grant Act of 1990 (42 U.S.C. Section 9858
4 et seq.) for each of her dependent children for the duration of
5 the woman's pregnancy.

6 (b) This section takes effect November 1, 2013.

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

13 (2) On page 19, line 13, strike "This Act" and substitute
14 "Except as otherwise provided by this Act, this Act".

15 (3) On page 19, lines 15-16, strike "Constitution. If" and
16 substitute "Constitution, but if".