

1-1 By: Nelson, Watson S.B. No. 74  
 1-2 (In the Senate - Filed November 14, 2016; January 24, 2017,  
 1-3 read first time and referred to Committee on Health & Human  
 1-4 Services; March 22, 2017, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; March 22, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the provision of certain behavioral health services to  
 1-20 children, adolescents, and their families under a contract with a  
 1-21 managed care organization.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter A, Chapter 533, Government Code, is  
 1-24 amended by adding Section 533.002552 to read as follows:

1-25 Sec. 533.002552. TARGETED CASE MANAGEMENT AND PSYCHIATRIC  
 1-26 REHABILITATIVE SERVICES FOR CHILDREN, ADOLESCENTS, AND FAMILIES.

1-27 (a) A provider in the provider network of a managed care  
 1-28 organization that contracts with the commission to provide  
 1-29 behavioral health services under Section 533.00255 may contract  
 1-30 with the managed care organization to provide targeted case  
 1-31 management and psychiatric rehabilitative services to children,  
 1-32 adolescents, and their families.

1-33 (b) Commission rules and guidelines concerning contract and  
 1-34 training requirements applicable to the provision of behavioral  
 1-35 health services may apply to a provider that contracts with a  
 1-36 managed care organization under Subsection (a) only to the extent  
 1-37 those contract and training requirements are specific to the  
 1-38 provision of targeted case management and psychiatric  
 1-39 rehabilitative services to children, adolescents, and their  
 1-40 families.

1-41 (c) Commission rules and guidelines applicable to a  
 1-42 provider that contracts with a managed care organization under  
 1-43 Subsection (a) may not require the provider to provide a behavioral  
 1-44 health crisis hotline or a mobile crisis team that operates 24 hours  
 1-45 per day and seven days per week. This subsection does not prohibit  
 1-46 a managed care organization that contracts with the commission to  
 1-47 provide behavioral health services under Section 533.00255 from  
 1-48 specifically contracting with a provider for the provision of a  
 1-49 behavioral health crisis hotline or a mobile crisis team that  
 1-50 operates 24 hours per day and seven days per week.

1-51 (d) Commission rules and guidelines applicable to a  
 1-52 provider that contracts with a managed care organization to provide  
 1-53 targeted case management and psychiatric rehabilitative services  
 1-54 specific to children and adolescents who are at risk of juvenile  
 1-55 justice involvement, expulsion from school, displacement from the  
 1-56 home, hospitalization, residential treatment, or serious injury to  
 1-57 self, others, or animals may not require the provider to also  
 1-58 provide less intensive psychiatric rehabilitative services  
 1-59 specified by commission rules and guidelines as applicable to the  
 1-60 provision of targeted case management and psychiatric  
 1-61 rehabilitative services to children, adolescents, and their

2-1 families, if that provider has a referral arrangement to provide  
2-2 access to those less intensive psychiatric rehabilitative  
2-3 services.

2-4 (e) Commission rules and guidelines applicable to a  
2-5 provider that contracts with a managed care organization under  
2-6 Subsection (a) may not require the provider to provide services not  
2-7 covered under Medicaid.

2-8 SECTION 2. Not later than January 1, 2018, the executive  
2-9 commissioner of the Health and Human Services Commission shall  
2-10 adopt rules and guidelines or amend existing rules and guidelines  
2-11 as necessary to comply with the requirements of Section 533.002552,  
2-12 Government Code, as added by this Act.

2-13 SECTION 3. This Act takes effect immediately if it receives  
2-14 a vote of two-thirds of all the members elected to each house, as  
2-15 provided by Section 39, Article III, Texas Constitution. If this  
2-16 Act does not receive the vote necessary for immediate effect, this  
2-17 Act takes effect September 1, 2017.

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