

Legislative Update for 2010-2011

Human Services Committee: **Jane Nelson**, Bob Deuell, Joan Huffman, Robert Nichols, Dan Patrick, Eliot Shapleigh, Carlos Uresti, Royce West, Judith Zaffirini

House Insurance: **John T. Smithee**, Trey Martinez Fischer, Joe Deshotel, Craig Eiland, Kelly Hancock, Todd Hunter, Larry Taylor, Senfronia Thompson

Public Health: **Lois W. Kolkhorst**, Elliot Naishtat, Granet Coleman, John Davis, Veronica Gonzales, Chuck Hopson, Susan King, Jodie Laubenberg, Jim McReynolds, Vicki Truitt, John Zerwas

Committee Meetings

Date	Location	Content
November 23, 2010 9:00 a.m.	Capital Extension Bldg Room E1.030, Austin	The committee will meet jointly with the Senate Health and Human Services Committee to take up the following interim charge: #1 Upon passage of federal legislation relating to reform of the health care industry and health insurance industry, study the implications of such legislation on Texas, the health care industry and public and private insurance. Study and monitor the implementation of the insurance regulatory changes, changes to high risk pool and any other insurance mandates. Study the health care policy changes and the impact to Medicaid and CHIP programs and the state budget. Assess the impact to all state uninsured and uncompensated care programs and county programs for the uninsured, including county property tax programs to pay for the uninsured. Make recommendations for the efficient implementation of programs.

Bill Number	Date Filed	Brief Description	Effective Date	Applicable to Chapter 172	Comments
TX82RHB 32/Creighton	11.08.10	Relating to the prohibition of required health insurance coverage. No resident, regardless of whether he has or is eligible for health insurance coverage under any policy or program provided by or through his employer, or a plan sponsored by the state or the federal government, shall be required to obtain or maintain a policy of individual insurance coverage except as required by a court or a governmental agency or department where any individual is named a party in a judicial or administrative proceeding. No provision of this title shall render a resident of this state liable for any penalty, assessment, fee, or fine as a result of his failure to procure or obtain health insurance coverage	September 1, 2011		Revenue Impact
TX82RHB 210/Alonzo	11.08.10	Relating to the coverage by certain health benefit plans of mammograms performed by certain health care providers. Applies to health benefit plans for individual or group policies. A health benefit plan that provides coverage to a female who is 35 years of age or older must include coverage for an annual screening by low-dose mammography for the presence of	September 1, 2011	N/A	Mandated Benefit

Bill Number	Date Filed	Brief Description	Effective Date	Applicable to Chapter 172	Comments
		occult breast cancer.			
HB 28/Guillen	11.08.10	Relating to reimbursement for health care services provided at certain times to persons enrolled in the Medicaid managed care program. Commission shall ensure that a federally qualified health center, physician office, rural health clinic, or municipal health department's public clinic is reimbursed for health care services provided to a recipient outside of regular business hours including weekend or holiday at a rate that is equal to the allowable ate for services during normal business hours.	September 1, 2011	N/A	
HB 70/Martinez	11.08.10	Relating to telemedicine medical services, telehealth services, and home telemonitoring services provided to certain Medicaid recipients	September 1, 2011	N/A	
HB 97/Paxton	11.08.10	Relating to creation of the Health Freedom Act. The power to require an individual to ensure that the individual, and any dependent of the individual is covered by health insurance coverage, or to impose a penalty or sanction for the failure to ensure that coverage, is not found in the Constitution of the US of America and is a power reserved to the people under the ninth amendment and to the several states under the tenth amendment	Immediately after a vote	N/A	
HB 118/McClendon	11.08.10	Relating to requiring the provision of notice by certain hospitals regarding patients' medical records and the disposal of medical records	September 1, 2011	N/A	
HB 124/Legler	11.08.10	Relating to payment for health care services and participation in a health care system.	September 1, 2011	N/A	
HB 194/Walle	11.08.10	Relating to prohibiting the use of credit scoring in certain lines of personal insurance. Concern with underwriting guidelines that are based wholly or partly on the credit information, credit report or credit score of a covered individual	September 1, 2011	N/A	
HB 203/Hughes	11.08.10	Relating to payment for health care services and participation in health care system.	September 1, 2011	N/A	
HB 208/Alonzo	11.08.10	Relating to prohibition of certain insurance discrimination for gender identify or sexual orientation	September 1, 2011	N/A	
HB 210/Alonzo	11.08.10	Relating to the coverage by certain health benefit plans of mammograms performed by certain health care providers female who is 35 years of age or older must include coverage for an annual screening	September 1, 2011	N/A	
HB 286/Lucio III	11.15.10	Relating to the care of elementary and secondary school students with food or other life-threatening allergies.	September 1, 2011	N/A	
HJR 24/Paxton	11.08.10	A Joint Resolution proposing a constitutional amendment relating to the rights of individuals	Admitted to voters on November 8,	N/A	

Bill Number	Date Filed	Brief Description	Effective Date	Applicable to Chapter 172	Comments
		to choose or decline to choose to purchase health insurance coverage	2011		
HJR27/Legler	11.08.10	A Joint Resolution proposing a constitutional amendment authorizing certain payment for health care services and prohibiting requiring participation in a health care system	Admitted to voters on November 8, 2011	N/A	
HJR 30/Laubenberg	11.08.10	A Joint Resolution proposing a constitutional amendment authorizing certain payment for health care services and prohibiting requiring participation in a health care system	Admitted to voters on November 8, 2011	N/A	
SB 120/Uresti	11.08.10	Relating to requiring dental support for a child subject to a child support order. Dental support means periodic payments or a lump-sum payment made under an order to cover dental expenses, including dental insurance coverage, incurred for the benefit of a child.	September 1, 2011	N/A	
SB 155/Huffman	11.08.10	Relating to the eligibility of certain school district employees to participate or be enrolled in certain group health benefit programs. If resignation is effective after the last day of an instructional year is entitled to participate or be enrolled in the uniform group coverage plan or the group health coverage through the earlier of the first anniversary of the date participation in or coverage under the uniform group coverage plan or the group health coverage was first made available to district employees for the last instructional year in which the employee was employed by the district or the last calendar day before the first day of the instructional year immediately following the last instructional year in which the employee was employed by the district	September 1, 2011	N/A	
SB 190/Nelson	11.09.10	Relating to the licensing and regulation of physicians, physician assistants, acupuncturists, and surgical assistants.	September 1, 2011	N/A	
SB 204/Zaffirini	11.12.10	Relating to insurance coverage for certain devices used in the treatment of diabetes: Diabetes equipment: blood glucose monitors, insulin pumps, insulin infusion, podiatric appliances, test strips visual reading and urine test strips, lancets and lancet devices, insulin and insulin analogs, injections aids, syringes, prescriptive and non-prescriptive oral agents, glucagon emergency kits, insulin pens, insulin pen needles, cartridges for pen injectors, disposable prefilled insulin pens, insulin delivery devices and devices that facilitate insulin therapy and enhance glucose control	September 1, 2011	Applicable	Ensure service are evidence based medicine and medically necessary for covered individual
HB 297/Berman	11.16.10	Relating to certain federal health care legislation; imposing penalties; The federal Act is not authorized by the US constitution and	September 1, 2011	N/A	

