

HOUSE CONCURRENT RESOLUTION

1           WHEREAS, State Medicaid spending currently accounts for  
2 approximately 22 percent of total state spending; and

3           WHEREAS, Under the Federal Medical Assistance Percentage,  
4 the federal share of state Medicaid spending provided to the State  
5 of Texas has decreased by 4.2 percent over the past 10 years; and

6           WHEREAS, Average monthly Medicaid caseloads in the State of  
7 Texas are projected to increase to 2,885,583 by fiscal year 2005  
8 from 2,376,193 in fiscal year 2003; and

9           WHEREAS, Prescription drug costs are a major factor driving  
10 Medicaid expenditures, and annual Medicaid prescription levels in  
11 the State of Texas are projected to rise to 40,257,515 by fiscal  
12 year 2005, from 33,859,094 in fiscal year 2003; and

13           WHEREAS, The Congressional Budget Office projects that  
14 Medicaid spending under the current system will more than double by  
15 the year 2012; and

16           WHEREAS, Section 1115 of the Social Security Act grants the  
17 secretary of health and human services broad authority to waive  
18 certain laws relating to Medicaid or SCHIP for the purpose of  
19 conducting pilot, experimental or demonstration projects which are  
20 likely to promote the objectives of the program; and

21           WHEREAS, Section 1115 demonstration waivers allow states to  
22 change provisions of their Medicaid or SCHIP programs, including  
23 eligibility requirements, the scope of services available, the  
24 freedom to choose a provider, a provider's choice to participate in

1 a plan, the method of reimbursing providers, and the statewide  
2 application of the program; and

3 WHEREAS, The State of Florida has successfully experimented  
4 with the "cash and counsel" program, a consumer-directed care model  
5 for the purchase of attendant care and other community care  
6 services under a Section 1115 demonstration waiver; and

7 WHEREAS, In early 2002, both houses of the legislature of the  
8 State of Florida voted unanimously to continue with a  
9 consumer-directed care approach for the purchase of attendant care  
10 and other community care services; now, therefore, be it

11 RESOLVED, That the 78th Legislature of the State of Texas  
12 hereby respectfully urge the Secretary of the United States  
13 Department of Health and Human Services to authorize any section  
14 1115 demonstration waivers, and any other related waivers,  
15 requested by State of Texas for the purposes of implementing a  
16 consumer-directed care program for the purchase of attendant care  
17 and other community care services under the state Medicaid program;  
18 and, be it further

19 RESOLVED, That the Texas secretary of state forward official  
20 copies of this resolution to the president of the United States, the  
21 speaker of the house of representatives and the president of the  
22 senate of the United States Congress, the secretary of the United  
23 States Department of Health and Human Services and all the members  
24 of the Texas delegation to the congress with the request that this  
25 resolution be officially entered into the Congressional Record of  
26 the United States of America.

Delisi

David Dewhurst

President of the Senate

Tom Carper

Speaker of the House

I certify that H.C.R. No. 56 was adopted by the House on April 9, 2003, by a non-record vote; and that the House concurred in Senate amendments to H.C.R. No. 56 on May 19, 2003, by a non-record vote.

Robert Haney  
Chief Clerk of the House

I certify that H.C.R. No. 56 was adopted by the Senate, as amended, on May 13, 2003, by a viva voce vote.

Lacey Spaul  
Secretary of the Senate

APPROVED: 2 JUNE . 03  
Date

RICK PERRY  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4:35pm O'CLOCK

JUN 02 2003  
Ann Shea  
Secretary of State