

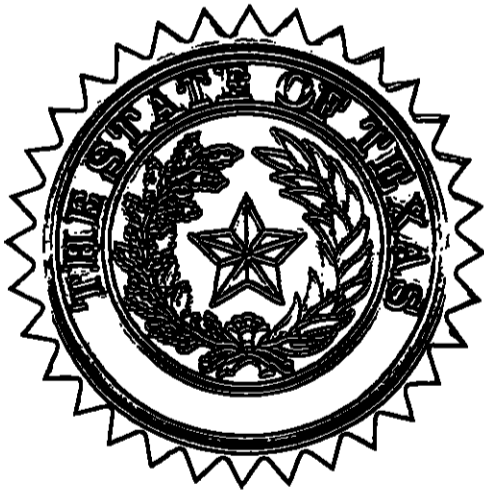
PROCLAMATION
BY THE
Governor of the State of Texas
41-3256

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Rick Perry, Governor of Texas, do hereby disapprove of and veto House Bill No. 335 as passed by the Eighty-Second Texas Legislature, Regular Session, because of the following objections:

House Bill 335 would require state agencies to submit a report relating to the implementation and requirements of federal health care reform laws. While Texas should make every effort to assess the impact of federal legislation on the state, I do not think the mandate required by House Bill 335 is necessary, as this information would be available upon request of state leadership. As such, I will be working with state leaders to direct state agencies to provide information necessary to assess the impact of overreaching federal health care legislation on Texas.

Since the Eighty-Second Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 17th day of June, 2011.

Rick Perry

RICK PERRY
Governor of Texas

ATTESTED BY:

Esperanza Andrade

ESPERANZA "HOPE" ANDRADE
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:00pm O'CLOCK
JUN 17 2011

1 AN ACT

2 relating to implementation and requirements of certain health care
3 reform laws.

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

5 SECTION 1. Chapter 322, Government Code, is amended by
6 adding Section 322.021 to read as follows:

7 Sec. 322.021. MANDATORY HEALTH CARE REFORM REPORTS FROM
8 STATE AGENCIES. (a) In this section, "state agency" has the
9 meaning assigned by Section 2056.001.

10 (b) A state agency shall submit a report described by
11 Subsection (d) to:

12 (1) the board;

13 (2) the governor;

14 (3) the lieutenant governor;

15 (4) the speaker of the house of representatives; and

16 (5) the appropriate standing legislative committees

17 having jurisdiction over issues relating to health care reform..

18 (c) A state agency must submit a report described by
19 Subsection (d) of an expenditure incurred in implementing a
20 provision of a federal health care reform law if:

21 (1) the provision:

22 (A) requires a person to purchase health
23 insurance or similar health coverage;

24 (B) requires an employer to provide health

1 insurance or similar health coverage to or for employees;

2 (C) imposes a penalty on an employer who does not
3 provide health insurance or similar health coverage to or for
4 employees;

5 (D) expands eligibility for the state Medicaid
6 program or state child health plan program;

7 (E) creates a health insurance coverage mandate
8 affecting a person; or

9 (F) creates a new health insurance or similar
10 health coverage program that is administered by this state or a
11 political subdivision of this state; or

12 (2) the board, in the exercise of the board's duties
13 under this chapter, determines that a report about the expenditure
14 is necessary to a comprehensive and continuing review of a program
15 or operation of a state agency.

16 (d) A report required under Subsection (b) must:

17 (1) cite the specific federal statute or regulation
18 that requires the state to implement the provision;

19 (2) state whether the provision requires or allows a
20 state waiver or option;

21 (3) describe the state action required to implement
22 the provision;

23 (4) identify the individuals, legal entities, and
24 state agencies that may be impacted by the implementation of or
25 refusal to implement the provision; and

26 (5) estimate the cost to be incurred by the state to
27 implement the provision.

1 SECTION 2. The changes in law made by Section 322.021,
2 Government Code, as added by this Act, apply only to a provision of
3 federal health care reform law implemented by a state agency on or
4 after the effective date of this Act. A provision of federal health
5 care reform law implemented by a state agency before the effective
6 date of this Act is governed by the law as it existed immediately
7 before the effective date of this Act, and that law is continued in
8 effect for that purpose.

9 SECTION 3. This Act takes effect September 1, 2011.

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

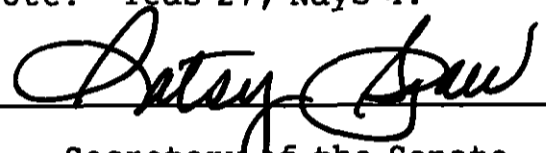
I certify that H.B. No. 335 was passed by the House on May 12, 2011, by the following vote: Yeas 129, Nays 11, 2 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 335 on May 27, 2011, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 335 on May 29, 2011, by the following vote: Yeas 139, Nays 0, 2 present, not voting.

Robert Haney

Chief Clerk of the House

H.B. No. 335


I certify that H.B. No. 335 was passed by the Senate, with amendments, on May 25, 2011, by the following vote: Yeas 24, Nays 7; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 335 on May 29, 2011, by the following vote: Yeas 27, Nays 4.


Secretary of the Senate

APPROVED: _____
Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:00pm O'CLOCK

JUN 17 2011

Secretary of State