

1 AN ACT

2 relating to membership of the commissioner of education and the
3 Texas Education Agency in certain advisory committees,
4 commissions, task forces, and other similar entities.

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

6 SECTION 1. Subchapter B, Chapter 7, Education Code, is
7 amended by adding Section 7.030 to read as follows:

8 Sec. 7.030. ADVISORY COMMITTEE PARTICIPATION. (a)

9 Notwithstanding any other provision of law, the agency is not
10 required to participate in the Advisory Committee on Reducing Drug
11 Demand.

12 (b) This section does not prohibit the agency from
13 participating in the advisory committee specified under Subsection
14 (a).

15 SECTION 2. Section 535.051(b), Government Code, is amended
16 to read as follows:

17 (b) The chief administrative officer of each of the
18 following state agencies, in consultation with the governor, shall
19 designate one employee from the agency to serve as a liaison for
20 faith- and community-based organizations:

- 21 (1) the Office of Rural Community Affairs;
22 (2) the Texas Commission on Environmental Quality;
23 (3) the Texas Department of Criminal Justice;
24 (4) the Texas Department of Housing and Community

1 Affairs;

- 2 (5) [~~the Texas Education Agency,~~
3 [~~6~~] the Texas Juvenile Probation Commission;
4 (6) [~~7~~] the Texas Veterans Commission;
5 (7) [~~8~~] the Texas Workforce Commission;
6 (8) [~~9~~] the Texas Youth Commission; and
7 (9) [~~10~~] other state agencies as determined by the
8 governor.

9 SECTION 3. Section 772.011(b), Government Code, is amended
10 to read as follows:

11 (b) The work group is composed of the heads of the following
12 agencies or their designees:

- 13 (1) the Texas Department of Rural Affairs;
14 (2) the Texas Department of Housing and Community
15 Affairs;
16 (3) the Texas Water Development Board;
17 (4) the Texas Department of Transportation;
18 (5) the Texas Commission on Environmental Quality;
19 (6) the Texas Workforce Commission;
20 (7) the Department of State Health Services;
21 (8) the Health and Human Services Commission;
22 (9) the General Land Office;
23 (10) [~~the Texas Education Agency,~~
24 [~~11~~] the Texas Economic Development and Tourism
25 Office;
26 (11) [~~12~~] the Office of State-Federal Relations;
27 (12) [~~13~~] the Texas Higher Education Coordinating

1 Board;

2 (13) [~~(14)~~] the attorney general's office;

3 (14) [~~(15)~~] the secretary of state's office;

4 (15) [~~(16)~~] the Department of Public Safety; and

5 (16) [~~(17)~~] the Railroad Commission of Texas.

6 SECTION 4. Section 81.010(c), Health and Safety Code, is
7 amended to read as follows:

8 (c) The council consists of one representative from each of
9 the following agencies appointed by the executive director or
10 commissioner of each agency:

11 (1) the Department of State Health Services;

12 (2) the Department of Aging and Disability Services;

13 (3) the Department of Assistive and Rehabilitative
14 Services;

15 (4) the Department of Family and Protective Services;

16 (5) the Texas Youth Commission;

17 (6) the Texas Department of Criminal Justice;

18 (7) the Texas Juvenile Probation Commission;

19 (8) [~~the Texas Education Agency,~~

20 [~~(9)~~] the Texas Medical Board;

21 (9) [~~(10)~~] the Texas Board of Nursing;

22 (10) [~~(11)~~] the State Board of Dental Examiners;

23 (11) [~~(12)~~] the Health and Human Services Commission;

24 (12) [~~(13)~~] the Texas Workforce Commission; and

25 (13) [~~(14)~~] the Texas Higher Education Coordinating
26 Board.

27 SECTION 5. Section 93.002(a), Health and Safety Code, is

1 amended to read as follows:

2 (a) The Council on Cardiovascular Disease and Stroke is
3 composed of:

4 (1) 11 public members appointed by the governor, with
5 the advice and consent of the senate, as follows:

6 (A) a licensed physician with a specialization in
7 cardiology;

8 (B) a licensed physician with a specialization in
9 neurology to treat stroke;

10 (C) a licensed physician employed in a primary
11 care setting;

12 (D) a registered nurse with a specialization in
13 quality improvement practices for cardiovascular disease and
14 stroke;

15 (E) a registered and licensed dietitian;

16 (F) two persons with experience and training in
17 public health policy, research, or practice;

18 (G) two consumer members, with special
19 consideration given to persons actively participating in the Texas
20 affiliates of the American Heart Association or American Stroke
21 Association, managed care, or hospital or rehabilitation settings;
22 and

23 (H) two members from the general public that have
24 or care for persons with cardiovascular disease or stroke; and

25 (2) one nonvoting member representing each of the
26 state agencies that oversee:

27 (A) health services;

1 (B) [~~education,~~
2 [~~(C)~~] assistive and rehabilitative services; and
3 (C) [~~(D)~~] aging and disability services.

4 SECTION 6. Section 103.002(a), Health and Safety Code, is
5 amended to read as follows:

6 (a) The Texas Diabetes Council is composed of 11 citizen
7 members appointed from the public and one representative each from
8 the department, [~~the Texas Education Agency,~~] the Health and Human
9 Services Commission [~~Texas Department of Human Services~~], and the
10 Department of Assistive and Rehabilitative Services [~~Texas~~
11 ~~Commission for the Blind, and the Texas Rehabilitation Commission~~].

12 SECTION 7. Sections 103.017(a) and (c), Health and Safety
13 Code, are amended to read as follows:

14 (a) The department, the Department of Assistive and
15 Rehabilitative Services [~~Texas Commission for the Blind, the Texas~~
16 ~~Rehabilitation Commission~~], and the Health and Human Services
17 Commission [~~Texas Department of Human Services, and the Texas~~
18 ~~Education Agency~~] shall work with the council to jointly develop,
19 produce, and implement a general public awareness strategy focusing
20 on diabetes, its complications, and techniques for achieving good
21 management. Each agency shall pay for the costs of producing and
22 disseminating information on diabetes to clients served by that
23 agency.

24 (c) The department, the Department of Assistive and
25 Rehabilitative Services [~~Texas Commission for the Blind, the Texas~~
26 ~~Rehabilitation Commission~~], and the Health and Human Services
27 Commission [~~Texas Department of Human Services, and the Texas~~

1 ~~Education Agency~~] may jointly develop and implement a statewide
2 plan for conducting regional training sessions for public and
3 private service providers, including institutional health care
4 providers, who have routine contact with persons with diabetes.

5 SECTION 8. Sections 614.002(a) and (e), Health and Safety
6 Code, are amended to read as follows:

7 (a) The Advisory Committee to the Texas Board of Criminal
8 Justice on Offenders with Medical or Mental Impairments is composed
9 of 29 [~~31~~] members.

10 (e) The executive head of each of the following agencies,
11 divisions of agencies, or associations, or that person's designated
12 representative, shall serve as a member of the committee:

13 (1) the correctional institutions division of the
14 Texas Department of Criminal Justice;

15 (2) the Department of State Health Services;

16 (3) the parole division of the Texas Department of
17 Criminal Justice;

18 (4) the community justice assistance division of the
19 Texas Department of Criminal Justice;

20 (5) the Texas Juvenile Probation Commission;

21 (6) the Texas Youth Commission;

22 (7) the Department of Assistive and Rehabilitative
23 Services;

24 (8) [~~the Texas Education Agency,~~

25 [~~9~~] the Correctional Managed Health Care Committee;

26 (9) [~~(10)~~] the Mental Health Association in Texas;

27 (10) [~~(11)~~] the Board of Pardons and Paroles;

1 (11) [~~(12)~~] the Commission on Law Enforcement Officer
2 Standards and Education;

3 (12) [~~(13)~~] the Texas Council of Community Mental
4 Health and Mental Retardation Centers;

5 (13) [~~(14)~~] the Commission on Jail Standards;

6 (14) [~~(15)~~] the Texas Council for Developmental
7 Disabilities;

8 (15) [~~(16)~~] the Texas Association for Retarded
9 Citizens;

10 (16) [~~(17)~~] the National Alliance for the Mentally Ill
11 of Texas;

12 (17) [~~(18)~~] the Parent Association for the Retarded of
13 Texas, Inc.;

14 (18) [~~(19)~~] the Health and Human Services Commission;
15 and

16 (19) [~~(20)~~] the Department of Aging and Disability
17 Services.

18 SECTION 9. Section 121.0015(b), Human Resources Code, is
19 amended to read as follows:

20 (b) The work group is composed of a representative of each
21 health and human services agency designated by the executive
22 commissioner of the Health and Human Services Commission. The
23 commissioner of each designated agency shall appoint the
24 representative for that agency [~~the~~]

25 [~~(1) Texas Education Agency, appointed by the~~
26 ~~commissioner of education,~~

27 [~~(2) Texas Commission for the Blind, appointed by the~~

1 ~~commissioner of that agency;~~

2 ~~[(3) Texas Department of Mental Health and Mental~~
3 ~~Retardation, appointed by the commissioner of mental health and~~
4 ~~mental retardation;~~

5 ~~[(4) Texas Rehabilitation Commission, appointed by~~
6 ~~the commissioner of that agency; and~~

7 ~~[(5) Texas Commission for the Deaf and Hard of~~
8 ~~Hearing, appointed by the executive director of that agency].~~

9 SECTION 10. Section 1802.102(a), Occupations Code, is
10 amended to read as follows:

11 (a) The advisory board consists of six ~~[seven]~~ members
12 appointed as follows:

13 (1) three members who are licensed auctioneers
14 appointed by the presiding officer of the commission, with the
15 commission's approval;

16 (2) the executive director of the Texas Economic
17 Development and Tourism Office or the director's designee; and

18 (3) ~~[the commissioner of education or the~~
19 ~~commissioner's designee; and~~

20 ~~[(4)]~~ two public members.

21 SECTION 11. This Act takes effect immediately if it
22 receives a vote of two-thirds of all the members elected to each
23 house, as provided by Section 39, Article III, Texas Constitution.
24 If this Act does not receive the vote necessary for immediate
25 effect, this Act takes effect September 1, 2011.

President of the Senate

Speaker of the House

I certify that H.B. No. 3278 was passed by the House on May 5, 2011, by the following vote: Yeas 146, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3278 on May 25, 2011, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3278 was passed by the Senate, with amendments, on May 23, 2011, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor