

1-1 By: West S.B. No. 325
 1-2 (In the Senate - Filed January 12, 2021; March 9, 2021, read
 1-3 first time and referred to Committee on Education; April 30, 2021,
 1-4 reported favorably by the following vote: Yeas 6, Nays 4;
 1-5 April 30, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor	X			
1-8 Lucio	X			
1-9 Bettencourt		X		
1-10 Hall	X			
1-11 Hughes		X		
1-12 Menéndez	X			
1-13 Paxton		X		
1-14 Perry		X		
1-15 Powell	X			
1-16 Schwertner			X	
1-17 West	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to providing mental health services and mental health
 1-22 education to public school students at school-based health centers.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 38.051(a), Education Code, is amended to
 1-25 read as follows:

1-26 (a) A school district in this state may, if the district
 1-27 identifies the need, design a model in accordance with this
 1-28 subchapter for the delivery of cooperative health care programs for
 1-29 students and their families and may compete for grants awarded
 1-30 under this subchapter. The model may provide for the delivery of:

- 1-31 (1) conventional health services;
 - 1-32 (2) mental health services; and
 - 1-33 (3) disease prevention of emerging health threats that
- 1-34 are specific to the district.

1-35 SECTION 2. Section 38.058, Education Code, is amended to
 1-36 read as follows:

1-37 Sec. 38.058. HEALTH EDUCATION AND HEALTH CARE ADVISORY
 1-38 COUNCIL. (a) The board of trustees of a school district or the
 1-39 governing body of an open-enrollment charter school may establish
 1-40 and appoint members to a local health education and health care
 1-41 advisory council to make recommendations to the district or school
 1-42 on the establishment of school-based health centers to provide
 1-43 health care services, including mental health services, and to
 1-44 assist the district or school in ensuring that local community
 1-45 values are reflected in the operation of each center and in the
 1-46 provision of health education and mental health education.

1-47 (b) A majority of the members of the council must be parents
 1-48 of students enrolled in the school district or open-enrollment
 1-49 charter school. In addition to the appointees who are parents of
 1-50 students, the board of trustees or governing body shall also
 1-51 appoint at least one person from each of the following groups:

- 1-52 (1) classroom teachers;
- 1-53 (2) school administrators;
- 1-54 (3) school counselors;
- 1-55 (4) health care professionals licensed or certified to
- 1-56 practice in this state;
- 1-57 (5) mental health care professionals licensed to
- 1-58 practice in this state;
- 1-59 (6) the clergy;
- 1-60 (7) [~~6~~] law enforcement;
- 1-61 (8) [~~7~~] the business community;

2-1 (9) [~~8~~] senior citizens; and
2-2 (10) [~~9~~] students.

2-3 SECTION 3. Section 38.063(c), Education Code, is amended to
2-4 read as follows:

2-5 (c) All health care programs should be designed to meet the
2-6 following goals:

2-7 (1) reducing student absenteeism;

2-8 (2) increasing a student's ability to meet the
2-9 student's academic potential; and

2-10 (3) stabilizing the physical and mental well-being of
2-11 a student.

2-12 SECTION 4. Section 38.064(a), Education Code, is amended to
2-13 read as follows:

2-14 (a) Based on statistics obtained from every school-based
2-15 health center in this state that receives funding through the
2-16 Department of State Health Services, the Department of State Health
2-17 Services shall issue a biennial report to the legislature about the
2-18 relative efficacy of services delivered by the centers during the
2-19 preceding two years and any increased academic success of students
2-20 at campuses served by those centers, with special emphasis on any:

2-21 (1) increased attendance, including attendance
2-22 information regarding students with chronic illnesses;

2-23 (2) decreased drop-out rates;

2-24 (3) improved student health, including improved
2-25 mental health;

2-26 (4) increased student immunization rates;

2-27 (5) increased student participation in preventive
2-28 health measures, including routine physical examinations and
2-29 checkups conducted in accordance with the Texas Health Steps
2-30 program; and

2-31 (6) improved performance on student assessment
2-32 instruments administered under Subchapter B, Chapter 39.

2-33 SECTION 5. The board of trustees of a school district or the
2-34 governing body of an open-enrollment charter school that has
2-35 established a local health education and health care advisory
2-36 council under Section 38.058, Education Code, shall appoint to the
2-37 council a mental health professional licensed in this state, as
2-38 required by the change in law made by this Act, as soon as
2-39 practicable and not later than January 1, 2022.

2-40 SECTION 6. This Act takes effect immediately if it receives
2-41 a vote of two-thirds of all the members elected to each house, as
2-42 provided by Section 39, Article III, Texas Constitution. If this
2-43 Act does not receive the vote necessary for immediate effect, this
2-44 Act takes effect September 1, 2021.

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