

Amend CSHB 3126 as follows:

- (1) Strike page 1, line 5, through page 2, line 4.
- (2) Strike page 6, line 6, through page 11, line 24.
- (3) Insert the following appropriately numbered SECTIONS to

the bill:

SECTION __. Section 104.011(a), Health and Safety Code, is amended to read as follows:

(a) The statewide health coordinating council is composed of 18 [~~17~~] members determined as follows:

(1) the commissioner of health and human services or a representative designated by the commissioner;

(2) the presiding officer of the Texas Higher Education Coordinating Board or a representative designated by the presiding officer;

(3) the presiding officer of the department or a representative designated by the presiding officer;

(4) the presiding officer of the Texas Health Care Information Council or a representative designated by the presiding officer;

(5) the presiding officer of the Texas Department of Mental Health and Mental Retardation or a representative designated by the presiding officer; and

(6) the following members appointed by the governor:

(A) three health care professionals from the allied health, dental, medical, mental health, [~~nursing~~] and pharmacy professions, no two of whom may be from the same profession;

(B) one registered nurse;

(C) two representatives of a university or health-related institution of higher education;

(D) [~~C~~] one representative of a junior or community college that has a nursing program;

(E) [~~D~~] one hospital administrator;

(F) [~~E~~] one managed care administrator; and

(G) [~~F~~] four public members.

SECTION __. Section 104.0115(a), Health and Safety Code, is amended to read as follows:

(a) Members of the council serve for staggered six-year terms, with the terms of four or five members expiring August 31 of each odd-numbered year.

SECTION __. Subchapter B, Chapter 104, Health and Safety Code, is amended by adding Section 104.0155 to read as follows:

Sec. 104.0155. NURSING ADVISORY COMMITTEE. (a) The statewide health coordinating council shall form a nursing advisory committee the majority of the members of which must be nurses. The committee:

(1) must include:

(A) members of associations that represent nurses, educators of nurses, and employers of nurses;

(B) members who represent nurse licensing boards; and

(C) a nurse researcher; and

(2) may include other members who are health care experts from the public or private sector, nurses, nurse educators, employers of nurses, or consumers of nursing services.

(b) The committee shall:

(1) review policy matters on the collection of data and reports performed under Chapter 105 that relate to the nursing profession;

(2) subject to approval of the council, develop priorities and an operations plan for the nursing resource section under Section 105.002(b); and

(3) review reports and information before dissemination.

(c) A nurse member of the committee and a nurse member of the statewide health coordinating council shall co-chair the committee.

(d) Chapter 2110, Government Code, does not apply to the committee formed under this section.

(e) Meetings of the committee under this section are subject to Chapter 551, Government Code.

SECTION __. Section 104.042(e), Health and Safety Code, is amended to read as follows:

(e) Data received by the department under this section

containing information identifying specific persons or health care facilities [~~patients~~] is confidential, is not subject to disclosure under Chapter 552, Government Code, and may not be released unless all identifying information [~~the information identifying the patient~~] is removed.

SECTION __. Section 105.002, Health and Safety Code, is amended to read as follows:

Sec. 105.002. ESTABLISHMENT OF CENTER. (a) In conjunction with the Texas Higher Education Coordinating Board and in such a way as to avoid duplication of effort, the council shall establish a comprehensive health professions resource center for the collection and analysis of educational and employment trends for health professions in this state.

(b) In conjunction with the committee formed under Section 104.0155, to avoid duplication of effort, and to the extent funding is available through fees collected under Sections 301.155(c) and 302.153(d), Occupations Code, the council shall establish a nursing resource section within the center for the collection and analysis of educational and employment trends for nurses in this state.

(c) If the nursing resource section established under Subsection (b) is funded from surcharges collected under Sections 301.155(c) and 302.153(d), Occupations Code, the council shall provide the Board of Nurse Examiners and the Board of Vocational Nurse Examiners, as applicable, with an annual accounting of the money received from those boards. The council may expend a reasonable amount of the money to pay administrative costs of maintaining the nursing resource section.

SECTION __. Section 105.003, Health and Safety Code, is amended by adding Subsections (d) and (e) to read as follows:

(d) To the extent feasible, the council shall use a researcher with a doctorate in nursing to collect, analyze, and disseminate nursing data that may be used to predict supply and demand for nursing personnel in this state using appropriate federal or state supply and demand models. The nursing data must at least:

(1) include demographics, areas of practice, supply, demand, and migration; and

(2) be analyzed to identify trends relating to numbers and geographical distribution, practice setting, and area of practice and, to the extent possible, compare those trends with corresponding national trends.

(e) Data received by the department under this section that contains information identifying specific persons or health care facilities is confidential, is not subject to disclosure under Chapter 552, Government Code, and may not be released unless all identifying information is removed.

SECTION __. Section 105.004, Health and Safety Code, is amended to read as follows:

Sec. 105.004. REPORTS. (a) The council may use the data collected and analyzed under this chapter to publish reports regarding:

- (1) the educational and employment trends for health professions;
- (2) the supply and demand of health professions; and
- (3) other issues, as necessary, concerning health professions in this state.

(b) The council shall publish reports regarding the data collected and analyzed under this chapter related to:

- (1) the educational and employment trends of nursing professionals;
- (2) the supply and demand of nursing professionals;
and
- (3) other issues, as determined necessary by the council, concerning nursing professionals in this state.

SECTION __. Section 301.155, Occupations Code, is amended by adding Subsection (c) to read as follows:

(c) The board shall assess a \$3 surcharge to the fee established by the board under Subsection (a) for a license holder to renew a license under this chapter. The board may use nine cents of the surcharge to cover the administrative costs of collecting and depositing the surcharge. The board quarterly shall transmit \$2.91 of the surcharge to the Texas Department of Health to be used only to implement the nursing resource section under Section 105.002, Health and Safety Code. The board is not required to

collect the surcharge if the board determines the funds collected are not appropriated for the purpose of funding the nursing resource section.

SECTION __. Section 302.153, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) The board shall assess a \$2 surcharge to the fee established by the board under Subsection (a) for a license holder to renew a license under this chapter. The board may use six cents of the surcharge to cover the administrative costs of collecting and depositing the surcharge. The board quarterly shall transmit \$1.94 of the surcharge to the Texas Department of Health to be used only to implement the nursing resource section under Section 105.002, Health and Safety Code. The board is not required to collect the surcharge if the board determines the funds collected are not appropriated for the purpose of funding the nursing resource section.

(4) On page 12, strike lines 1-7.

(5) Renumber SECTIONS of the bill accordingly.