

Amend CSHB 2 in Article 2 of the bill by inserting the following new part, appropriately lettered, and relettering the subsequent parts of Article 2 accordingly:

PART ____ . SCHOOL-BASED HEALTH CENTERS

SECTION 2__ .01. Section 38.051(a), Education Code, is amended to read as follows:

(a) A school district in this state may, if the district identifies the need, design a model in accordance with this subchapter for the delivery of cooperative health care programs for students and their families and may compete for grants awarded under this subchapter. The model may provide for the delivery of conventional health services, substance abuse counseling, and disease prevention of emerging health threats that are specific to the district.

SECTION 2__ .02. Sections 38.054 and 38.057, Education Code, are amended to read as follows:

Sec. 38.054. CATEGORIES OF SERVICES. The permissible categories of services are:

- (1) family and home support;
- (2) health care, including immunizations;
- (3) dental health care;
- (4) health education; ~~[and]~~
- (5) preventive health strategies; and
- (6) substance abuse counseling.

Sec. 38.057. IDENTIFICATION OF HEALTH-RELATED CONCERNS.

(a) The staff of a school-based health center and the person whose consent is obtained under Section 38.053 shall jointly identify any health-related or substance abuse concerns of a student that may be interfering with the student's well-being or ability to succeed in school.

(b) If it is determined that a student is in need of a referral for mental health or substance abuse counseling services, the staff of the center shall notify the person whose consent is required under Section 38.053 verbally and in writing of the basis for the referral. The referral may not be provided unless the person provides written consent for the type of service to be provided and provides specific written consent for each treatment

occasion.

SECTION 2__03. Section 38.058(b), Education Code, is amended to read as follows:

(b) A majority of the members of the council must be parents of students enrolled in the district. In addition to the appointees who are parents of students, the board of trustees shall also appoint at least one person from each of the following groups:

- (1) teachers;
- (2) school administrators;
- (3) licensed health care professionals;
- (4) licensed chemical dependency counselors;
- (5) the clergy;
- (6) [~~(5)~~] law enforcement;
- (7) [~~(6)~~] the business community;
- (8) [~~(7)~~] senior citizens; and
- (9) [~~(8)~~] students.

SECTION 2__04. Section 38.060(b), Education Code, is amended to read as follows:

(b) If a school-based health center is located in an area described by Subsection (a), the school district and the advisory council established under Section 38.058 shall make a good faith effort to identify and coordinate with existing providers to preserve and protect existing health care and substance abuse counseling systems and medical relationships in the area.

SECTION 2__05. Section 38.061(b), Education Code, is amended to read as follows:

(b) The staff of a school-based health center shall, before delivering a medical service or substance abuse counseling service to a person with a primary care physician under the state Medicaid program, a state children's health plan program, or a private health insurance or health benefit plan or with an advanced practice nurse listed as the primary care provider under such a program or plan, notify the physician or advanced practice nurse for the purpose of sharing medical and substance abuse information and obtaining authorization for delivering the medical or substance abuse counseling service.

SECTION 2__06. Section 38.063(f), Education Code, is

amended to read as follows:

(f) The commissioner of public health shall adopt rules establishing standards for health care centers funded through grants that:

(1) place primary emphasis on delivery of health services and substance abuse counseling services; and

(2) place secondary emphasis on population-based models that prevent emerging health threats.