

Amend CSSB 10 (House committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Subchapter A, Chapter 531, Government Code, is amended by adding Section 531.0057 to read as follows:

Sec. 531.0057. PROVISION OF TRANSPORTATION SERVICES. (a) Notwithstanding any other law, the commission shall provide transportation services for clients of eligible programs.

(b) The commission:

(1) may contract with a public transportation provider, as defined by Section 461.002, Transportation Code, a private transportation provider, or a regional transportation broker for the provision of public transportation services, as defined by Section 461.002, Transportation Code, under this section; and

(2) is not required to contract with the Texas Department of Transportation for the provision of transportation services for clients of eligible programs.

(b) Section 461.012(a), Health and Safety Code, is amended to read as follows:

(a) The commission shall:

(1) provide for research and study of the problems of chemical dependency in this state and seek to focus public attention on those problems through public information and education programs;

(2) plan, develop, coordinate, evaluate, and implement constructive methods and programs for the prevention, intervention, treatment, and rehabilitation of chemical dependency in cooperation with federal and state agencies, local governments, organizations, and persons, and provide technical assistance, funds, and consultation services for statewide and community-based services;

(3) cooperate with and enlist the assistance of:

(A) other state, federal, and local agencies;

(B) hospitals and clinics;

(C) public health, welfare, and criminal justice system authorities;

(D) educational and medical agencies and organizations; and

(E) other related public and private groups and persons;

(4) expand chemical dependency services for children when funds are available because of the long-term benefits of those services to the state and its citizens;

(5) sponsor, promote, and conduct educational programs on the prevention and treatment of chemical dependency, and maintain a public information clearinghouse to purchase and provide books, literature, audiovisuals, and other educational material for the programs;

(6) sponsor, promote, and conduct training programs for persons delivering prevention, intervention, treatment, and rehabilitation services and for persons in the criminal justice system or otherwise in a position to identify chemically dependent persons and their families in need of service;

(7) require programs rendering services to chemically dependent persons to safeguard those persons' legal rights of citizenship and maintain the confidentiality of client records as required by state and federal law;

(8) maximize the use of available funds for direct services rather than administrative services;

(9) consistently monitor the expenditure of funds and the provision of services by all grant and contract recipients to assure that the services are effective and properly staffed and meet the standards adopted under this chapter;

(10) make the monitoring reports prepared under Subdivision (9) a matter of public record;

(11) license treatment facilities under Chapter 464;

(12) use funds appropriated to the commission to carry out this chapter and maximize the overall state allotment of federal funds;

(13) develop and implement policies that will provide the public with a reasonable opportunity to appear before the commission and to speak on any issue under the commission's jurisdiction;

(14) establish minimum criteria that peer assistance programs must meet to be governed by and entitled to the benefits of a law that authorizes licensing and disciplinary authorities to establish or approve peer assistance programs for impaired professionals;

(15) adopt rules governing the functions of the commission, including rules that prescribe the policies and procedures followed by the commission in administering any commission programs;

(16) plan, develop, coordinate, evaluate, and implement constructive methods and programs to provide healthy alternatives for youth at risk of selling controlled substances;

(17) submit to the federal government reports and strategies necessary to comply with Section 1926 of the federal Alcohol, Drug Abuse, and Mental Health Administration Reorganization Act, Pub. L. 102-321 (42 U.S.C. Section 300x-26); reports and strategies are to be coordinated with appropriate state governmental entities; and

(18) regulate, coordinate, and provide training for alcohol awareness courses required under Section 106.115, Alcoholic Beverage Code, and may charge a fee for an activity performed by the commission under this subdivision[~~, and~~

~~[(19) contract with the Texas Department of Transportation for the Texas Department of Transportation to assume all responsibilities of the commission relating to the provision of transportation services for clients of eligible programs].~~

(c) Section 461.002, Transportation Code, is amended to read as follows:

Sec. 461.002. DEFINITIONS. In this chapter:

(1) "Public transportation provider" means any entity that provides public transportation services if it is a governmental entity or if it receives funds [~~financial assistance~~] from a governmental entity, whether state, local, or federal. The term does not include private carriers that do not receive funds [~~financial assistance~~] from a governmental entity. It also does not include a person who provides intercity rail or bus service, commercial air transportation, water transportation, or nonstop

service to or from a point located outside this state, unless, and to the extent to which, the person receives funds from a governmental entity for that service. If a person provides both public transportation services and services that are not public transportation services, that person is included within the term only with regard to the provision of public transportation services and to the extent of those public transportation services.

(2) "Public transportation services" means any conveyance of passengers and their hand-carried baggage by a governmental entity or by a private entity if the private entity receives funds [~~financial assistance~~] for that conveyance from any governmental entity. It does not include intercity rail or bus service, commercial air transportation, water transportation, or nonstop service to or from a point located outside this state, unless, and to the extent to which, the person receives funds from a governmental entity for that service.

(d) Section 461.003(a), Transportation Code, is amended to read as follows:

(a) The commission by rule may:

(1) except as provided by Section 531.0057, Government Code, require a state agency that is responsible for ensuring the provision of public transportation services to contract with the department for the department to assume the responsibilities of that agency relating to the provision of public transportation services; and

(2) require a public transportation provider to provide detailed information on its provision of public transportation services, including revenues, routes, maps, categories of passengers served, number of passengers served, and equipment use and condition.

(e) The following are repealed:

- (1) Section 461.012(g), Health and Safety Code;
- (2) Section 533.012(b), Health and Safety Code;
- (3) Section 22.001(e), Human Resources Code;
- (4) Section 40.002(f), Human Resources Code;
- (5) Section 91.021(g), Human Resources Code;
- (6) Section 101.0256(b), Human Resources Code;

(7) Section 111.0525(d), Human Resources Code; and

(8) Section 455.0015, Transportation Code.

(f) As soon as possible after the effective date of this section, but not later than September 1, 2008, the Texas Department of Transportation shall take all necessary actions to transfer the provision of transportation services for clients of eligible health and human services programs to the Health and Human Services Commission. On the date the transfer occurs:

(1) all powers, duties, functions, activities, rights, obligations, property, records, personnel, and appropriated funds and other money of the department that the department determines are related to the provision of those transportation services are transferred to the Health and Human Services Commission; and

(2) a reference in law to the department with respect to the provision of those transportation services means the Health and Human Services Commission.

(2) In SECTION 2 of the bill (page 5, line 9), strike "(a)".

(3) In the recital to SECTION 2(a) of the bill (page 5, line 10), strike "Sections 531.02413 and 531.02414" and substitute "Section 531.02413".

(4) In SECTION 2(a) of the bill, strike added Section 531.02414, Government Code (page 6, line 26, through page 7, line 21).

(5) In SECTION 2 of the bill, strike Subsections (b), (c), and (d) (page 7, line 22, through page 9, line 7).