

By: Coleman

H.B. No. 1370

Substitute the following for H.B. No. 1370:

By: Delisi

C.S.H.B. No. 1370

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the Interagency Coordinating Council for HIV and
3 Hepatitis.

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

5 SECTION 1. Section 81.010, Health and Safety Code, is
6 amended by amending Subsections (c), (e), (f), (g), (h), (i), and
7 (k) and adding Subsection (h-1) 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 [~~department~~];

13 (2) the Department of Aging and Disability Services
14 [~~Texas Department of Mental Health and Mental Retardation~~];

15 (3) the Department of Assistive and Rehabilitative
16 Services [~~Texas Department of Human Services~~];

17 (4) the Department of Family and Protective Services
18 [~~Texas Commission on Alcohol and Drug Abuse~~];

19 (5) [~~the Texas Rehabilitation Commission,~~

20 [~~6~~] the Texas Youth Commission;

21 6 [~~7~~] the Texas Department of Criminal Justice;

22 7 [~~8~~] the Texas Juvenile Probation Commission;

23 8 [~~9~~] ~~the Texas Commission for the Blind,~~

24 [~~10~~] ~~the Texas Commission for the Deaf and Hard of~~

1 ~~Hearing;~~

2 ~~[(11) the Department of Protective and Regulatory~~
3 ~~Services;~~

4 ~~[(12)]~~ the Texas Education Agency;

5 (9) ~~[(13)]~~ the Texas Medical Board ~~[State Board of~~
6 ~~Medical Examiners]~~;

7 (10) ~~[(14)]~~ the Board of Nurse Examiners;

8 (11) ~~[(15)]~~ the State Board of Dental Examiners;

9 (12) ~~[(16)]~~ the Health and Human Services Commission;

10 (13) ~~[(17) the Texas Department on Aging; and~~

11 ~~[(18)]~~ the Texas Workforce Commission; and

12 (14) the Texas Higher Education Coordinating Board.

13 (e) The representative from the Health and Human Services
14 Commission ~~[department]~~ serves as chairperson of the council.

15 (f) The council may ~~[shall]~~ meet ~~[at least once each~~
16 ~~quarter]~~ on meeting dates set by the council. Each agency that has
17 a representative appointed to the council should ~~[shall]~~ ensure
18 that a representative of the agency attends each meeting ~~[at least~~
19 ~~three quarterly meetings]~~ of the council ~~[each year]~~.

20 (g) The council shall provide an opportunity for interested
21 members of the public, including consumers and providers of health
22 services, to provide recommendations and information to the council
23 during:

24 (1) any meeting at which the council intends to vote or
25 votes on any matter; and

26 (2) at least one of any two consecutive ~~[quarterly]~~
27 meetings of the council.

1 (h) The council shall:

2 (1) coordinate communication among the member
3 agencies listed in Subsection (c) concerning each agency's programs
4 in providing services related to AIDS, HIV, and hepatitis; ~~and~~

5 (2) develop a plan that facilitates coordination of
6 agency programs based on statistical information regarding this
7 state for:

8 (A) prevention of AIDS, HIV infection, and
9 hepatitis; and

10 (B) provision of services to individuals who have
11 hepatitis or are infected with HIV;

12 (3) identify all statewide plans related to AIDS, HIV,
13 and hepatitis;

14 (4) compile a complete inventory of all federal,
15 state, and local money spent in this state on HIV infection, AIDS,
16 and hepatitis prevention and health care services, including
17 services provided through or covered under Medicaid and Medicare;

18 (5) identify the areas with respect to which state
19 agencies interact on HIV, AIDS, and hepatitis issues and the policy
20 issues arising from that interaction;

21 (6) assess gaps in prevention and health care services
22 for HIV infection, AIDS, and hepatitis in this state, including
23 gaps in services that result from provision of services by
24 different state agencies, and develop strategies to address these
25 gaps through service coordination;

26 (7) identify barriers to prevention and health care
27 services for HIV infection, AIDS, and hepatitis faced by

1 marginalized populations;

2 (8) identify the unique health care service and other
3 service needs of persons who are infected with HIV or who have AIDS
4 or hepatitis;

5 (9) evaluate the level of service and quality of
6 health care in this state for persons who are infected with HIV or
7 who have AIDS or hepatitis as compared to national standards;

8 (10) identify issues that emerge related to HIV, AIDS,
9 and hepatitis and the potential impact on delivery of prevention
10 and health care services; and

11 (11) provide the information required under
12 Subdivisions (1) through (10) to the Department of State Health
13 Services.

14 (h-1) Each agency listed in Subsection (c) shall provide
15 information under Subsection (h) to the council. The council may
16 request information under Subsection (h) from an agency, and the
17 agency shall comply with the request.

18 (i) Not later than September 1 of each [~~even-numbered~~] year,
19 the Department of State Health Services [~~council~~] shall file a
20 report with the legislature and the governor containing policy
21 recommendations based on information reported to the council in
22 Subsection (h) relating to:

23 (1) prevention of AIDS, HIV infection, and hepatitis;
24 and

25 (2) delivery of health services to individuals who
26 have AIDS or hepatitis or are infected with HIV.

27 (k) The Health and Human Services Commission [~~department~~]

1 shall provide administrative support to the council.

2 SECTION 2. The Interagency Coordinating Council for HIV and
3 Hepatitis as described by Section 81.010, Health and Safety Code,
4 is re-created effective January 1, 2008.

5 SECTION 3. The executive director or commissioner of each
6 agency named in Section 81.010(c), Health and Safety Code, as
7 amended by this Act, shall appoint one representative to the
8 Interagency Coordinating Council for HIV and Hepatitis not later
9 than January 1, 2008.

10 SECTION 4. This Act takes effect September 1, 2007.