

1-1 By: Coleman (Senate Sponsor - Zaffirini) H.B. No. 1370
1-2 (In the Senate - Received from the House May 14, 2007;
1-3 May 15, 2007, read first time and referred to Committee on Health
1-4 and Human Services; May 18, 2007, reported favorably by the
1-5 following vote: Yeas 7, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the Interagency Coordinating Council for HIV and
1-9 Hepatitis.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 81.010, Health and Safety Code, is
1-12 amended by amending Subsections (c), (e), (f), (g), (h), (i), and
1-13 (k) and adding Subsection (h-1) to read as follows:

1-14 (c) The council consists of one representative from each of
1-15 the following agencies appointed by the executive director or
1-16 commissioner of each agency:

1-17 (1) the Department of State Health Services
1-18 [~~department~~];

1-19 (2) the Department of Aging and Disability Services
1-20 [~~Texas Department of Mental Health and Mental Retardation~~];

1-21 (3) the Department of Assistive and Rehabilitative
1-22 Services [~~Texas Department of Human Services~~];

1-23 (4) the Department of Family and Protective Services
1-24 [~~Texas Commission on Alcohol and Drug Abuse~~];

1-25 (5) [~~the Texas Rehabilitation Commission~~];

1-26 [~~(6)~~] the Texas Youth Commission;

1-27 (6) [~~(7)~~] the Texas Department of Criminal Justice;

1-28 (7) [~~(8)~~] the Texas Juvenile Probation Commission;

1-29 (8) [~~(9)~~] the Texas Commission for the Blind;

1-30 [~~(10)~~] the Texas Commission for the Deaf and Hard of
1-31 Hearing;

1-32 [~~(11)~~] the Department of Protective and Regulatory
1-33 Services;

1-34 [~~(12)~~] the Texas Education Agency;

1-35 (9) [~~(13)~~] the Texas Medical Board [~~State Board of~~
1-36 ~~Medical Examiners~~];

1-37 (10) [~~(14)~~] the Board of Nurse Examiners;

1-38 (11) [~~(15)~~] the State Board of Dental Examiners;

1-39 (12) [~~(16)~~] the Health and Human Services Commission;

1-40 (13) [~~(17)~~] the Texas Department on Aging; and

1-41 [~~(18)~~] the Texas Workforce Commission; and

1-42 (14) the Texas Higher Education Coordinating Board.

1-43 (e) The representative from the Health and Human Services
1-44 Commission [~~department~~] serves as chairperson of the council.

1-45 (f) The council may [~~shall~~] meet [~~at least once each~~
1-46 ~~quarter~~] on meeting dates set by the council. Each agency that has
1-47 a representative appointed to the council should [~~shall~~] ensure
1-48 that a representative of the agency attends each meeting [~~at least~~
1-49 ~~three quarterly meetings~~] of the council [~~each year~~].

1-50 (g) The council shall provide an opportunity for interested
1-51 members of the public, including consumers and providers of health
1-52 services, to provide recommendations and information to the council
1-53 during:

1-54 (1) any meeting at which the council intends to vote or
1-55 votes on any matter; and

1-56 (2) at least one of any two consecutive [~~quarterly~~]
1-57 meetings of the council.

1-58 (h) The council shall:

1-59 (1) coordinate communication among the member
1-60 agencies listed in Subsection (c) concerning each agency's programs
1-61 in providing services related to AIDS, HIV, and hepatitis; [~~and~~]

1-62 (2) develop a plan that facilitates coordination of
1-63 agency programs based on statistical information regarding this
1-64 state for:

2-1 (A) prevention of AIDS, HIV infection, and
2-2 hepatitis; and

2-3 (B) provision of services to individuals who have
2-4 hepatitis or are infected with HIV;

2-5 (3) identify all statewide plans related to AIDS, HIV,
2-6 and hepatitis;

2-7 (4) compile a complete inventory of all federal,
2-8 state, and local money spent in this state on HIV infection, AIDS,
2-9 and hepatitis prevention and health care services, including
2-10 services provided through or covered under Medicaid and Medicare;

2-11 (5) identify the areas with respect to which state
2-12 agencies interact on HIV, AIDS, and hepatitis issues and the policy
2-13 issues arising from that interaction;

2-14 (6) assess gaps in prevention and health care services
2-15 for HIV infection, AIDS, and hepatitis in this state, including
2-16 gaps in services that result from provision of services by
2-17 different state agencies, and develop strategies to address these
2-18 gaps through service coordination;

2-19 (7) identify barriers to prevention and health care
2-20 services for HIV infection, AIDS, and hepatitis faced by
2-21 marginalized populations;

2-22 (8) identify the unique health care service and other
2-23 service needs of persons who are infected with HIV or who have AIDS
2-24 or hepatitis;

2-25 (9) evaluate the level of service and quality of
2-26 health care in this state for persons who are infected with HIV or
2-27 who have AIDS or hepatitis as compared to national standards;

2-28 (10) identify issues that emerge related to HIV, AIDS,
2-29 and hepatitis and the potential impact on delivery of prevention
2-30 and health care services; and

2-31 (11) provide the information required under
2-32 Subdivisions (1) through (10) to the Department of State Health
2-33 Services.

2-34 (h-1) Each agency listed in Subsection (c) shall provide
2-35 information under Subsection (h) to the council. The council may
2-36 request information under Subsection (h) from an agency, and the
2-37 agency shall comply with the request.

2-38 (i) Not later than September 1 of each [~~even-numbered~~] year,
2-39 the Department of State Health Services [~~council~~] shall file a
2-40 report with the legislature and the governor containing policy
2-41 recommendations based on information reported to the council in
2-42 Subsection (h) relating to:

2-43 (1) prevention of AIDS, HIV infection, and hepatitis;
2-44 and

2-45 (2) delivery of health services to individuals who
2-46 have AIDS or hepatitis or are infected with HIV.

2-47 (k) The Health and Human Services Commission [~~department~~]
2-48 shall provide administrative support to the council.

2-49 SECTION 2. The Interagency Coordinating Council for HIV and
2-50 Hepatitis as described by Section 81.010, Health and Safety Code,
2-51 is re-created effective January 1, 2008.

2-52 SECTION 3. The executive director or commissioner of each
2-53 agency named in Section 81.010(c), Health and Safety Code, as
2-54 amended by this Act, shall appoint one representative to the
2-55 Interagency Coordinating Council for HIV and Hepatitis not later
2-56 than January 1, 2008.

2-57 SECTION 4. This Act takes effect September 1, 2007.

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