

1-1 By: Raymond, et al. (Senate Sponsor - Zaffirini) H.B. No. 3618  
1-2 (In the Senate - Received from the House May 11, 2007;  
1-3 May 15, 2007, read first time and referred to Committee on Health  
1-4 and Human Services; May 21, 2007, reported favorably by the  
1-5 following vote: Yeas 8, Nays 0; May 21, 2007, sent to printer.)

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

1-8 relating to certain health programs and grants and other related  
1-9 funds for school districts located in the border region.

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

1-11 SECTION 1. Section 38.013, Education Code, is amended by  
1-12 adding Subsection (d) to read as follows:

1-13 (d) The commissioner in consultation with the Department of  
1-14 State Health Services shall adopt criteria to require that at least  
1-15 one program available under Subsection (a) be designed to prevent  
1-16 and detect obesity and Type 2 diabetes by taking into account the  
1-17 needs of a school district described by Section 38.0131 that has a  
1-18 student population identified by the commissioner as at risk for  
1-19 obesity and Type 2 diabetes. A program designated under this  
1-20 subsection must provide that:

1-21 (1) each school district must distribute to each  
1-22 school in the district:

1-23 (A) health curriculum teacher's guides for each  
1-24 grade level;

1-25 (B) health curriculum student workbooks for each  
1-26 student in each grade level;

1-27 (C) a physical education activity pad;

1-28 (D) a cafeteria program instructor's guide and  
1-29 food service staff workbooks; and

1-30 (E) a newsletter for the family of each student  
1-31 in the district;

1-32 (2) for each student in kindergarten through grade  
1-33 eight, each school in the school district must:

1-34 (A) measure the height and weight of the student  
1-35 at the beginning of the school year and at another appropriate time  
1-36 during the implementation of the program; and

1-37 (B) track the measurements of the student and the  
1-38 progress of the student under the program through a data entry  
1-39 system provided over the Internet; and

1-40 (3) the coordinated health program components must  
1-41 consist of bilingual materials.

1-42 SECTION 2. Subchapter A, Chapter 38, Education Code, is  
1-43 amended by adding Section 38.0131 to read as follows:

1-44 Sec. 38.0131. REQUIRED COORDINATED HEALTH PROGRAM FOR  
1-45 CERTAIN SCHOOL DISTRICTS. (a) This section applies only to a  
1-46 school district located in a municipality that:

1-47 (1) has a population greater than 11,900; and

1-48 (2) is located within one-half mile of an  
1-49 international border.

1-50 (b) A school district to which this section applies shall  
1-51 implement a coordinated health program that meets the criteria of  
1-52 Section 38.013(d).

1-53 (c) In the first year a school district implements a program  
1-54 under this section, the district shall report the measurements of  
1-55 student height and weight and the progress of a student under the  
1-56 program to the entity that administers the program. The  
1-57 administering entity shall evaluate and analyze the measurements to  
1-58 determine the effectiveness of the program in the first year.

1-59 (d) The Department of State Health Services shall, from  
1-60 money appropriated for that purpose, distribute money to each  
1-61 school district required to implement a coordinated health program  
1-62 under this section to cover the costs associated with the program.

1-63 SECTION 3. Subchapter B, Chapter 38, Education Code, is  
1-64 amended by adding Section 38.0631 to read as follows:

2-1 Sec. 38.0631. GRANT-WRITING COORDINATION PROGRAM. (a) The  
2-2 Department of State Health Services shall employ one person as a  
2-3 grant writer to assist and coordinate with school districts located  
2-4 in the Texas-Mexico border region in obtaining grants and other  
2-5 funds for school-based health centers.

2-6 (b) A grant writer employed under this section may secure a  
2-7 grant or other funds on behalf of the state for a school-based  
2-8 health center.

2-9 (c) Funds obtained by the use of a grant writer employed  
2-10 under this section may be used only to:

2-11 (1) acquire, construct, or improve facilities for a  
2-12 school-based health center;

2-13 (2) purchase or lease equipment or materials for a  
2-14 school-based health center; or

2-15 (3) pay the salary or employment benefits of a person  
2-16 who is employed to work exclusively in a school-based health  
2-17 center.

2-18 SECTION 4. This Act takes effect immediately if it receives  
2-19 a vote of two-thirds of all the members elected to each house, as  
2-20 provided by Section 39, Article III, Texas Constitution. If this  
2-21 Act does not receive the vote necessary for immediate effect, this  
2-22 Act takes effect September 1, 2007.

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