

By: Lucio

S.B. No. 98

A BILL TO BE ENTITLED

AN ACT

relating to establishing a health science center and medical school
in South Texas.

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

SECTION 1. Chapter 74, Education Code, is amended by adding
Subchapter N to read as follows:

SUBCHAPTER N. THE UNIVERSITY OF TEXAS HEALTH SCIENCE

CENTER--SOUTH TEXAS

Sec. 74.751. HEALTH SCIENCE CENTER. (a) The board of regents of The University of Texas System may operate The University of Texas Health Science Center--South Texas as a component institution of The University of Texas System with its main campus and administrative offices in Cameron County. The health science center may consist of a medical school, as provided by Section 74.752, other health and health-related degree programs, and related programs and facilities as the board considers appropriate.

(b) The board of regents may include facilities located in Brooks, Cameron, Hidalgo, Jim Hogg, Kenedy, Kleberg, Starr, Willacy, and Zapata Counties in the health science center and may operate programs and activities and provide related services of the center in those counties.

Sec. 74.752. MEDICAL SCHOOL. If The University of Texas Health Science Center--South Texas is established under Section

1 74.751, The University of Texas Medical School--South Texas may be
2 established as a component of the health science center and as a
3 component institution of The University of Texas System under the
4 management and control of the board of regents of The University of
5 Texas System.

6 Sec. 74.753. PARTICIPATION IN AVAILABLE UNIVERSITY FUND.
7 In accordance with Section 18(c), Article VII, Texas Constitution,
8 if the Act enacting this section receives a vote of two-thirds of
9 all the members elected to each house of the legislature, the
10 institutions created under this subchapter are entitled to
11 participate in the funding provided by Section 18, Article VII,
12 Texas Constitution, for The University of Texas System.

13 Sec. 74.754. COURSES AND DEGREES; RULES. The board of
14 regents may prescribe courses leading to customary degrees and may
15 adopt rules for the operation, control, and management of the
16 health science center as may be necessary for the conduct of a
17 medical school and other health science center programs of the
18 first class.

19 Sec. 74.755. AFFILIATION AGREEMENTS; JOINT APPOINTMENTS.
20 (a) The board of regents may execute and carry out affiliation or
21 coordination agreements with any other entity or institution in the
22 region.

23 (b) The board of regents may make joint appointments in the
24 health science center, its component institutions, and other
25 institutions under the board's governance. The salary of a person
26 who receives a joint appointment shall be apportioned to the
27 appointing institutions on the basis of services rendered.

1 Sec. 74.756. GIFTS AND GRANTS. The board of regents may
2 accept and administer gifts and grants from any public or private
3 person or entity for the use and benefit of the health science
4 center and its component institutions.

5 Sec. 74.757. OTHER FACILITIES. In addition to the
6 facilities of the health science center and its component
7 institutions, the board of regents may enter into agreements under
8 which additional facilities used in the center's teaching and
9 research programs, including libraries, auditoriums, research
10 facilities, and medical education buildings, may be provided by a
11 public or private entity.

12 Sec. 74.758. TEACHING HOSPITAL. A teaching hospital
13 considered suitable by the board of regents for the health science
14 center may be provided by a public or private entity. The hospital
15 may not be constructed, maintained, or operated with state funds.

16 Sec. 74.759. COORDINATING BOARD SUPERVISION. The health
17 science center is subject to the continuing supervision of the
18 Texas Higher Education Coordinating Board under Chapter 61 and to
19 the rules of the coordinating board adopted under Chapter 61.

20 Sec. 74.760. EFFECT OF HEALTH SCIENCE CENTER ON LOWER RIO
21 GRANDE VALLEY ACADEMIC HEALTH CENTER. (a) The board of regents
22 may convert the regional academic health center established under
23 Subchapter L into The University of Texas Health Science
24 Center--South Texas and may establish The University of Texas
25 Medical School--South Texas at the health science center as soon as
26 the board considers appropriate considering available resources
27 and the best interests of The University of Texas System and the

1 people of this state and the South Texas region. In establishing
2 the health science center and medical school, the board of regents
3 shall ensure that the programs, students, and faculty and staff of
4 the regional academic health center are not affected other than as
5 the board considers necessary to implement this subchapter.

6 (b) It is the intent of the legislature that The University
7 of Texas Health Science Center--South Texas and its component
8 institutions be established by conversion of the regional academic
9 health center established under Subchapter L and that those
10 entities be considered to be the same institution. A reference in
11 law to the regional academic health center applies to The
12 University of Texas Health Science Center--South Texas to the
13 extent it can be made applicable. All contracts and agreements,
14 including bonds and other financial obligations, entered into by
15 The University of Texas System or any of its officers or employees
16 relating to the regional academic health center apply to The
17 University of Texas Health Science Center--South Texas when the
18 health science center is established.

19 (c) The permanent endowment fund established under Section
20 63.101 for the benefit of the regional academic health center
21 established under Subchapter L is transferred to the benefit of The
22 University of Texas Health Science Center--South Texas and its
23 component institutions when the health science center is
24 established. It is the intent of the legislature that the transfer
25 of the endowment fund be made so as not to interrupt the research or
26 other programs supported by distributions from the fund.

27 SECTION 2. Section 55.1732, Education Code, is amended by

1 adding Subsection (e) to read as follows:

2 (e) Bonds authorized or issued under this section for the
3 regional academic health center established under Section 74.611
4 are considered to have been authorized or issued for The University
5 of Texas Health Science Center--South Texas and its component
6 institutions when the health science center is established.

7 SECTION 3. Subdivision (5), Section 61.003, Education Code,
8 is amended to read as follows:

9 (5) "Medical and dental unit" means The University of
10 Texas Medical Branch at Galveston; The University of Texas
11 Southwestern Medical Center at Dallas; The University of Texas
12 Medical School at San Antonio; The University of Texas Dental
13 Branch at Houston; The University of Texas M.D. Anderson Cancer
14 Center; The University of Texas Graduate School of Biomedical
15 Sciences at Houston; The University of Texas Dental School at San
16 Antonio; The University of Texas Medical School at Houston; The
17 University of Texas Health Science Center--South Texas and its
18 component institutions, if established under Subchapter N, Chapter
19 74; the nursing institutions of The University of Texas System; and
20 The University of Texas School of Public Health at Houston; and such
21 other medical or dental schools as may be established by statute or
22 as provided in this chapter.

23 SECTION 4. Subsection (c), Section 63.002, Education Code,
24 is amended to read as follows:

25 (c) The amount available for distribution from the fund may
26 be appropriated only for programs that benefit medical research,
27 health education, or treatment programs at the following

1 health-related institutions of higher education:

2 (1) The University of Texas Health Science Center at
3 San Antonio;

4 (2) The University of Texas M. D. Anderson Cancer
5 Center;

6 (3) The University of Texas Southwestern Medical
7 Center at Dallas;

8 (4) The University of Texas Medical Branch at
9 Galveston;

10 (5) The University of Texas Health Science Center at
11 Houston;

12 (6) The University of Texas Health Science Center at
13 Tyler;

14 (7) The University of Texas Health Science
15 Center--South Texas and its component institutions, if established
16 under Subchapter N, Chapter 74;

17 (8) The Texas A&M University Health Science Center;

18 (9) [~~8~~] the University of North Texas Health Science
19 Center at Fort Worth;

20 (10) [~~9~~] the Texas Tech University Health Sciences
21 Center; and

22 (11) [~~10~~] Baylor College of Medicine, if a contract
23 between Baylor College of Medicine and the Texas Higher Education
24 Coordinating Board is in effect under Section 61.092.

25 SECTION 5. Subsection (a), Section 65.02, Education Code,
26 is amended to read as follows:

27 (a) The University of Texas System is composed of the

1 following institutions and entities:

2 (1) The University of Texas at Arlington, including:

3 (A) The University of Texas Institute of Urban
4 Studies at Arlington; and

5 (B) The University of Texas School of Nursing at
6 Arlington;

7 (2) The University of Texas at Austin, including:

8 (A) The University of Texas Marine Science
9 Institute;

10 (B) The University of Texas McDonald Observatory
11 at Mount Locke; and

12 (C) The University of Texas School of Nursing at
13 Austin;

14 (3) The University of Texas at Dallas;

15 (4) The University of Texas at El Paso, including The
16 University of Texas School of Nursing at El Paso;

17 (5) The University of Texas of the Permian Basin;

18 (6) The University of Texas at San Antonio, including
19 the University of Texas Institute of Texan Cultures at San Antonio;

20 (7) The University of Texas Southwestern Medical
21 Center at Dallas, including:

22 (A) The University of Texas Southwestern Medical
23 School at Dallas;

24 (B) The University of Texas Southwestern
25 Graduate School of Biomedical Sciences at Dallas; and

26 (C) The University of Texas Southwestern Allied
27 Health Sciences School at Dallas;

1 (8) The University of Texas Medical Branch at
2 Galveston, including:

3 (A) The University of Texas Medical School at
4 Galveston;

5 (B) The University of Texas Graduate School of
6 Biomedical Sciences at Galveston;

7 (C) The University of Texas School of Allied
8 Health Sciences at Galveston;

9 (D) The University of Texas Marine Biomedical
10 Institute at Galveston;

11 (E) The University of Texas Hospitals at
12 Galveston; and

13 (F) The University of Texas School of Nursing at
14 Galveston;

15 (9) The University of Texas Health Science Center at
16 Houston, including:

17 (A) The University of Texas Medical School at
18 Houston;

19 (B) The University of Texas Dental Branch at
20 Houston;

21 (C) The University of Texas Graduate School of
22 Biomedical Sciences at Houston;

23 (D) The University of Texas School of Health
24 Information Sciences at Houston;

25 (E) The University of Texas School of Public
26 Health at Houston;

27 (F) The University of Texas Speech and Hearing

1 Institute at Houston; and

2 (G) The University of Texas School of Nursing at
3 Houston;

4 (10) The University of Texas Health Science Center at
5 San Antonio, including:

6 (A) The University of Texas Medical School at San
7 Antonio;

8 (B) The University of Texas Dental School at San
9 Antonio;

10 (C) The University of Texas Graduate School of
11 Biomedical Sciences at San Antonio;

12 (D) The University of Texas School of Allied
13 Health Sciences at San Antonio; and

14 (E) The University of Texas School of Nursing at
15 San Antonio;

16 (11) The University of Texas M. D. Anderson Cancer
17 Center, including:

18 (A) The University of Texas M. D. Anderson
19 Hospital;

20 (B) The University of Texas M. D. Anderson Tumor
21 Institute; and

22 (C) The University of Texas M. D. Anderson
23 Science Park; and

24 (12) The University of Texas Health Science
25 Center--South Texas, including The University of Texas Medical
26 School--South Texas, if established under Subchapter N, Chapter 74.

27 SECTION 6. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2009.