

SENATE AMENDMENTS

2nd Printing

By: Crownover, Alvarado, Lucio III, Harless,
Callegari

H.B. No. 2020

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the adoption of wellness policies and programs by state
3 agencies.

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

5 SECTION 1. Section 664.053(e), Government Code, is amended
6 to read as follows:

7 (e) A state agency may:

8 (1) develop a wellness program designed to increase
9 work productivity and capacity and reduce health insurance costs;
10 or

11 (2) implement a wellness program based on the model
12 program or components of the model program developed under this
13 section.

14 SECTION 2. Section 664.061, Government Code, is amended to
15 read as follows:

16 Sec. 664.061. AGENCY WELLNESS POLICIES. (a) A state agency
17 may:

18 (1) allow each employee 30 minutes during normal
19 working hours for exercise three times each week;

20 (2) allow all employees to attend on-site wellness
21 seminars when offered; ~~and~~

22 (3) provide eight hours of additional leave time each
23 year to an employee who:

24 (A) receives a physical examination; and

1 (B) completes either an online health risk
2 assessment tool provided by the board or a similar health risk
3 assessment conducted in person by a worksite wellness coordinator;

4 (4) provide financial incentives for participation in
5 a wellness program developed under Section 664.053(e) after the
6 agency establishes a written policy with objective criteria for
7 providing the incentives;

8 (5) offer on-site clinic or pharmacy services in
9 accordance with Subtitles B and J, Title 3, Occupations Code,
10 including the requirements regarding delegation of certain medical
11 acts under Chapter 157, Occupations Code; and

12 (6) adopt additional wellness policies, as determined
13 by the agency.

14 (b) In addition to the requirements of Sections 2155.074,
15 2155.075, and 2254.003, in awarding a contract for on-site clinic
16 or pharmacy services as provided by Subsection (a)(5), a state
17 agency may consider:

18 (1) whether the on-site clinic services will be
19 provided by a physician-led organization that has its principal
20 place of business in this state; or

21 (2) whether the on-site pharmacy services will be
22 provided by a business that has its principal place of business in
23 this state.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

H.B. No. 2020

1 Act takes effect September 1, 2013.

ADOPTED

MAY 17 2013

Atty. Gen.
Secretary of the Senate

By: Denell

H.B. No. 2020

Substitute the following for ___B. No. _____:

By: Denell

C.S. ___B. No. _____

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20 (2) allow all employees to attend on-site wellness
21 seminars when offered; ~~and~~

22 (3) provide eight hours of additional leave time each
23 year to an employee who:

24 (A) receives a physical examination; and

1 (B) completes either an online health risk
2 assessment tool provided by the board or a similar health risk
3 assessment conducted in person by a worksite wellness coordinator;

4 (4) provide financial incentives for participation in
5 a wellness program developed under Section 664.053(e) after the
6 agency establishes a written policy with objective criteria for
7 providing the incentives;

8 (5) offer on-site clinic or pharmacy services in
9 accordance with Subtitles B and J, Title 3, Occupations Code,
10 including the requirements regarding delegation of certain medical
11 acts under Chapter 157, Occupations Code; and

12 (6) adopt additional wellness policies, as determined
13 by the agency.

14 (b) In addition to the requirements of Section 2254.003, in
15 awarding a contract for on-site clinic services as provided by
16 Subsection (a)(5), a state agency may consider whether the on-site
17 clinic services will be provided by a physician-led organization
18 that has its principal place of business in this state.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2013.

FLOOR AMENDMENT NO. 1

BY: Demell

1 Amend C.S.H.B. 2020 in SECTION 2 of the bill (senate
2 committee report page 1, line 47) between "incentives" and "for"
3 by inserting ", notwithstanding Section 2113.201,".

ADOPTED

MAY 17 2013

Acting Secy
Secretary of the Senate

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 20, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2020** by Crowover (Relating to the adoption of wellness policies and programs by state agencies.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code, Chapter 664 to permit state agencies to develop a wellness program that would increase productivity and reduce health insurance costs. The bill would permit a state agency to offer financial incentives for participation, offer onsite clinic or pharmacy services in accordance with the Occupations Code, and adopt additional wellness policies determined by the agency. In awarding a contract for onsite clinic services, agencies would be permitted to consider whether applicable businesses are based in Texas.

The bill takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, it takes effect September 1, 2013.

Multiple agencies including the Comptroller of Public Accounts, Employees Retirement System, the Department of State Health Services, the State Auditor's Office, and the Texas Commission on Environmental Quality anticipate any additional work resulting from the passage of the bill could be reasonably absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 308 State Auditor's Office, 327 Employees Retirement System, 537 State Health Services, Department of, 582 Commission on Environmental Quality

LBB Staff: UP, AG, JI, JJO, CL, TL, MW

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 13, 2013

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2020 by Crossover (Relating to the adoption of wellness policies and programs by state agencies.), **Committee Report 2nd House, Substituted**

<p>No significant fiscal implication to the State is anticipated.</p>
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LBB Staff: UP, AG, JI, JJO, CL, TL, MW

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 10, 2013

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2020 by Crossover (Relating to the adoption of wellness policies and programs by state agencies.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code, Chapter 664 to permit state agencies to develop a wellness program that would increase productivity and reduce health insurance costs. The bill would permit a state agency to offer financial incentives for participation, offer onsite clinic or pharmacy services in accordance with the Occupations Code, and adopt additional wellness policies determined by the agency. In awarding a contract for an onsite clinic or pharmacy service, agencies would be permitted to consider whether applicable businesses are based in Texas.

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LBB Staff: UP, AG, JI, JJO, CL, TL, MW

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 9, 2013

TO: Honorable Lois W. Kolkhorst, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2020 by Crownover (Relating to the adoption of wellness policies and programs by state agencies.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code, Chapter 664 to permit state agencies to develop a wellness program that would increase productivity and reduce health insurance costs. The bill would permit a state agency to offer financial incentives for participation, offer onsite clinic or pharmacy services, and adopt additional wellness policies determined by the agency.

The bill takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, it takes effect September 1, 2013.

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