

By: Nelson

S.B. No. 80

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain required reports prepared by state agencies and
3 other governmental entities.

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

5 SECTION 1. Section 51.751(b), Education Code, is amended to
6 read as follows:

7 (b) The center shall examine the efficiency of the public
8 school system and the effectiveness of instructional methods and
9 curricular programs and promote the use of successful methods and
10 programs. The center shall monitor and evaluate the implementation
11 of the accountability system under Chapter 39 [~~and provide annual
12 progress reports to the governor, Legislative Budget Board, and
13 commissioner of education~~].

14 SECTION 2. Section 531.421, Government Code, is amended to
15 read as follows:

16 Sec. 531.421. DEFINITIONS. In this subchapter:

17 (1) "Children with severe emotional disturbances"
18 includes:

19 (A) children who are at risk of incarceration or
20 placement in a residential mental health facility;

21 (B) children for whom a court may appoint the
22 Department of Family and Protective Services as managing
23 conservator;

24 (C) children who are students in a special

1 education program under Subchapter A, Chapter 29, Education Code;
2 and

3 (D) children who have a substance abuse disorder
4 or a developmental disability.

5 (2) "Community resource coordination group" means a
6 coordination group established under a memorandum of understanding
7 adopted under Section 531.055.

8 (3) [~~"Consortium" means the Texas System of Care~~
9 ~~Consortium established under Subchapter G-1.~~

10 [~~(4)~~] "Systems of care services" means a comprehensive
11 state system of mental health services and other necessary and
12 related services that is organized as a coordinated network to meet
13 the multiple and changing needs of children with severe emotional
14 disturbances and their families.

15 SECTION 3. Section 531.422(c), Government Code, is amended
16 to read as follows:

17 (c) Each community resource coordination group shall submit
18 the report described by Subsection (b) to the commission
19 [~~consortium~~]. The commission [~~consortium~~] shall provide a deadline
20 to each group for submitting the reports. The time frame for
21 completing the reports must be coordinated with any regional
22 reviews by the commission of the delivery of related services.

23 SECTION 4. Section 531.423, Government Code, is amended to
24 read as follows:

25 Sec. 531.423. SUMMARY REPORT BY COMMISSION [~~CONSORTIUM~~].

26 (a) The commission [~~consortium~~] shall create a summary report
27 based on the evaluations in the reports submitted to the commission

1 [~~consortium~~] by community resource coordination groups under
2 Section 531.422. The commission's [~~consortium's~~] report must
3 include recommendations for policy and statutory changes at each
4 agency that is involved in the provision of systems of care services
5 and the outcome expected from implementing each recommendation.

6 (b) The commission [~~consortium~~] shall coordinate, where
7 appropriate, the recommendations in the report created under this
8 section with recommendations in the assessment developed under S.B.
9 No. 491, Acts of the 78th Legislature, Regular Session, 2003, and
10 with the continuum of care developed under S.B. No. 490, Acts of the
11 78th Legislature, Regular Session, 2003.

12 (c) The commission [~~consortium~~] may include in the report
13 created under this section recommendations for the statewide
14 expansion of sites participating in the Texas System of Care
15 Framework and the integration of services provided at those sites
16 with services provided by community resource coordination groups.

17 (d) The commission [~~consortium~~] shall provide a copy of the
18 report created under this section to each agency for which the
19 report makes a recommendation and to other agencies as appropriate.

20 SECTION 5. Section 552.009(d), Government Code, is amended
21 to read as follows:

22 (d) The members of the committee who represent state
23 governmental bodies and the public members of the committee shall
24 periodically study and determine the types of public information
25 for which it would be useful to the public or cost-effective for the
26 government if the type of information were made available by state
27 governmental bodies by means of the Internet or another electronic

1 format. The committee shall report its findings and
2 recommendations to the governor, the presiding officer of each
3 house of the legislature, ~~and~~ the budget committee of the house of
4 representatives, and the state affairs committee of each house of
5 the legislature.

6 SECTION 6. Section 2102.009, Government Code, is amended to
7 read as follows:

8 Sec. 2102.009. ANNUAL REPORT. The internal auditor shall
9 prepare an annual report and submit the report before November 1 of
10 each year to the governor, the Legislative Budget Board, ~~the~~
11 ~~Sunset Advisory Commission,~~ the state auditor, the state agency's
12 governing board, and the administrator. The state auditor shall
13 prescribe the form and content of the report, subject to the
14 approval of the legislative audit committee.

15 SECTION 7. The heading to Subchapter E, Chapter 386, Health
16 and Safety Code, is amended to read as follows:

17 SUBCHAPTER E. EVALUATION OF UTILITY COMMISSION ~~[AND COMPTROLLER]~~
18 ENERGY EFFICIENCY PROGRAMS

19 SECTION 8. Section 386.205, Health and Safety Code, is
20 amended to read as follows:

21 Sec. 386.205. EVALUATION OF UTILITY COMMISSION ~~[AND~~
22 ~~COMPTROLLER]~~ ENERGY EFFICIENCY PROGRAMS. In cooperation with the
23 laboratory, the utility commission shall provide an annual report
24 to the commission that, by county, quantifies the reductions of
25 energy demand, peak loads, and associated emissions of air
26 contaminants achieved ~~[from programs implemented by the state~~
27 ~~energy conservation office and]~~ from programs implemented under

1 Section 39.905, Utilities Code.

2 SECTION 9. Section 13, Chapter 1282 (H.B. 2), Acts of the
3 84th Legislature, Regular Session, 2015, is amended to read as
4 follows:

5 Sec. 13. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID
6 HEALTH INSURANCE PROVIDERS FEE AND ASSOCIATED FEDERAL INCOME TAX.
7 In addition to amounts previously appropriated for the state fiscal
8 biennium ending August 31, 2015, \$79,685,024 is appropriated out of
9 the general revenue fund, and \$113,570,204 is appropriated out of
10 federal funds, to the Health and Human Services Commission for Goal
11 B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd
12 Legislature, Regular Session, 2013 (the General Appropriations
13 Act), for the state fiscal year ending August 31, 2015, for the
14 purpose of adjusting Medicaid capitation payments made to managed
15 care organizations providing health care services through managed
16 care plans under the Medicaid program to account for the health
17 insurance providers fee imposed under Section 9010 of the federal
18 Patient Protection and Affordable Care Act (Pub. L. No. 111-148),
19 as amended by the Health Care and Education Reconciliation Act of
20 2010 (Pub. L. No. 111-152), and the associated effects of that fee
21 on federal income taxes. [~~Before the Health and Human Services
22 Commission makes any capitation payments to managed care
23 organizations that are adjusted using money appropriated under this
24 section, the executive commissioner of the commission shall submit
25 a report to the Legislative Budget Board that specifies:~~

26 [~~(1) the methodology and bases used to determine the
27 amount of the capitation payment adjustments,~~

1 ~~[(2) the amounts by which capitation payments are~~
2 ~~adjusted using money appropriated under this section; and~~

3 ~~[(3) whether any managed care organization that is a~~
4 ~~recipient of a capitation payment adjustment paid using money~~
5 ~~appropriated under this section was also a recipient of one or more~~
6 ~~other Medicaid capitation payment adjustments paid during the state~~
7 ~~fiscal biennium ending August 31, 2013, or August 31, 2015, and the~~
8 ~~aggregate cost to this state of the other Medicaid capitation~~
9 ~~payment adjustments paid during those bienniums.]~~

10 SECTION 10. The following provisions are repealed:

- 11 (1) Section [22.0252\(b\)](#), Human Resources Code; and
12 (2) Section [26.3574\(x\)](#), Water Code.

13 SECTION 11. This Act takes effect September 1, 2017.