



FLOOR AMENDMENT NO. _____

BY: *[Signature]*

11

1 Amend the Allison Amendment to C.S.S.B. No. ~~3330~~ (house
2 committee printing) by inserting the following appropriately
3 numbered SECTIONS as follows:

4 (1) On page 1, between lines 15 and 16, insert the following
5 appropriately numbered subdivision and renumber any remaining
6 subdivisions accordingly:

7 "() the Texas Child Mental Health Consortium;"

8 (2) On page 3, between lines 30 and 31, insert the following
9 appropriately numbered subdivision and renumber any remaining
10 subdivisions accordingly:

11 "() the Texas Child Mental Health Consortium;"

12 (3) Insert the following appropriately numbered SECTIONS and
13 renumber any remaining SECTIONS accordingly:

14 SECTION ____ . Subtitle G, Title 2, Education Code, is amended
15 by adding Chapter 39 to read as follows:

16 CHAPTER 39. TEXAS CHILD MENTAL HEALTH CARE CONSORTIUM

17 SUBCHAPTER A. GENERAL PROVISIONS

18 Sec. 39.001. DEFINITIONS. In this chapter:

19 (1) "Community mental health provider" means an entity
20 that provides mental health care services at a local level,
21 including a local mental health authority.

22 (2) "Consortium" means the Texas Child Mental Health
23 Care Consortium.

24 (3) "Executive committee" means the executive committee
25 of the consortium.

26 SUBCHAPTER B. CONSORTIUM

27 Sec. 39.051. ESTABLISHMENT; PURPOSE. The Texas Mental
28 Health Care Consortium is established to:

29 (1) leverage the expertise and capacity of the health-

1 related institutions of higher education listed in Section 39.052
2 to address urgent mental health challenges related to, and improve
3 the mental health care system in this state, for children and
4 adolescents; and

5 (2) enhance the state's ability to address mental
6 health care needs of children and adolescents through
7 collaboration of the health-related institutions of higher
8 education listed in Section 39.052.

9 Sec. 39.052. COMPOSITION. The consortium is composed of:

10 (1) the following health-related institutions of higher
11 education:

12 (A) Baylor College of Medicine;

13 (B) Texas A&M University System Health Science
14 Center;

15 (C) Texas Tech University Health Sciences Center;

16 (D) Texas Tech University Health Sciences Center
17 at El Paso;

18 (E) University of North Texas Health Science
19 Center at Fort Worth;

20 (F) The Dell Medical School at The University of
21 Texas at Austin;

22 (G) The University of Texas M.D. Anderson Cancer
23 Center;

24 (H) The University of Texas Medical Branch at
25 Galveston;

26 (I) The University of Texas Health Science Center
27 at Houston;

28 (J) The University of Texas Health Science Center
29 at San Antonio;

30 (K) The University of Texas Rio Grande Valley
31 School of Medicine;

1 (L) The University of Texas Health Science Center
2 at Tyler; and

3 (M) The University of Texas Southwestern Medical
4 Center;

5 (2) the Health and Human Services Commission;

6 (3) the Texas Higher Education Coordinating Board;

7 (4) three nonprofit organizations that focus on mental
8 health care, designated by a majority of the members described by
9 Subdivision (1); and

10 (5) any other entity that the executive committee
11 considers necessary.

12 Sec. 39.053. ADMINISTRATIVE ATTACHMENT. The consortium is
13 administratively attached to the Texas Higher Education
14 Coordinating Board for the purpose of receiving and administering
15 appropriations and other funds under this chapter. The board is
16 not responsible for providing to the consortium staff human
17 resources, contract monitoring, purchasing, or any other
18 administrative support services.

19 SUBCHAPTER C. EXECUTIVE COMMITTEE

20 Sec. 39.0101. EXECUTIVE COMMITTEE COMPOSITION. (a) The
21 consortium is governed by an executive committee composed of the
22 following members:

23 (1) the chair of the academic department of psychiatry
24 of each of the health-related institutions of higher education
25 listed in Section 39.052 or a licensed psychiatrist, including a
26 child-adolescent psychiatrist, designated by the chair to serve in
27 the chair's place;

28 (2) a representative of the Health and Human Services
29 Commission with expertise in the delivery of mental health care
30 services, appointed by the executive commissioner;

31 (3) a representative of the Health and Human Services

1 Commission with expertise in mental health facilities, appointed
2 by the executive commissioner;

3 (4) a representative of the Texas Higher Education
4 Coordinating Board, appointed by the commissioner of the
5 coordinating board;

6 (5) a representative of each nonprofit organization
7 described by Section 39.052 that is part of the consortium,
8 designated by a majority of the members described by Subdivision
9 (1);

10 (6) a representative of a hospital system in this
11 state, designated by a majority of the members described by
12 Subdivision (1); and

13 (7) any other representative designated:

14 (A) under Subsection (b); or

15 (B) by a majority of the members described by
16 Subdivision (1) at the request of the executive committee.

17 (b) The president of each of the health-related institutions
18 of higher education listed in Section 39.052 may designate a
19 representative to serve on the executive committee.

20 Sec. 39.0102. VACANCY. A vacancy on the executive committee
21 shall be filled in the same manner as the original appointment.

22 Sec. 39.0103. PRESIDING OFFICER. The executive committee
23 shall elect a presiding officer from among the membership of the
24 executive committee.

25 Sec. 39.0104. STATEWIDE BEHAVIORAL HEALTH COORDINATING
26 COUNCIL. The consortium shall designate a member of the executive
27 committee to represent the consortium on the statewide behavioral
28 health coordinating council.

29 Sec. 39.0105. GENERAL DUTIES. The executive committee
30 shall:

31 (1) coordinate the provision of funding to the health-

1 related institutions of higher education listed in Section 39.052
2 to carry out the purposes of this chapter;

3 (2) establish procedures and policies for the
4 administration of funds under this chapter;

5 (3) monitor funding and agreements entered into under
6 this chapter to ensure recipients of funding comply with the terms
7 and conditions of the funding and agreements; and

8 (4) establish procedures to document compliance by
9 executive committee members and staff with applicable laws
10 governing conflicts of interest.

11 SUBCHAPTER D. ACCESS TO CARE

12 Sec. 39.0151. CHILD PSYCHIATRY ACCESS NETWORK AND
13 TELEMEDICINE AND TELEHEALTH PROGRAMS. (a) The consortium shall
14 establish a network of comprehensive child psychiatry access
15 centers. A center established under this section shall:

16 (1) be located at a health-related institution of
17 higher education listed in Section 39.052; and

18 (2) provide consultation services and training
19 opportunities for non-physician mental health professionals
20 employed under Section 8.152, pediatricians, and primary care
21 providers operating in the center's geographic region to better
22 care for children and youth with behavioral health needs.

23 (b) The consortium shall establish or expand telemedicine or
24 telehealth programs for identifying and assessing behavioral
25 health needs and providing access to mental health care services.
26 The consortium shall implement this subsection with a focus on the
27 behavioral health needs of at-risk children and adolescents.

28 (c) A health-related institution of higher education listed
29 in Section 39.052 may enter into a memorandum of understanding
30 with a community mental health provider to:

31 (1) establish a center under Subsection (a); or

1 (2) establish or expand a program under Subsection (b).

2 (d) The consortium shall leverage the resources of a
3 hospital system under Subsection (a) or (b) if the hospital system:

4 (1) provides consultation services and training
5 opportunities for non-physician mental health professionals
6 employed under Section 8.152, pediatricians, and primary care
7 providers that are consistent with those described by Subsection
8 (a); and

9 (2) has an existing telemedicine or telehealth program
10 for identifying and assessing the behavioral health needs of and
11 providing access to mental health care services for children and
12 adolescents.

13 Sec. 39.0152. CONSENT REQUIRED FOR SERVICES TO MINOR.

14 (a) A person may provide mental health care services to a child
15 younger than 18 years of age through a program established under
16 this subchapter only if the person obtains the written consent of
17 the parent or legal guardian of the child.

18 (b) The consortium shall develop and post on its Internet
19 website a model form for a parent or legal guardian to provide
20 consent under this section.

21 (c) This section does not apply to services provided by a
22 school counselor in accordance with Section 33.05, 33.06, or 33.07,
23 Education Code.

24 Sec. 39.0153. REIMBURSEMENT FOR SERVICES. A child

25 psychiatry access center established under Section 39.0151(a) may
26 not submit an insurance claim or charge a pediatrician or primary
27 care provider a fee for providing consultation services or training
28 opportunities under that section.

29 SUBCHAPTER E. CHILD MENTAL HEALTH WORKFORCE

30 Sec. 39.0201. CHILD PSYCHIATRY WORKFORCE EXPANSION. (a)

31 The executive committee may provide funding to a health-related

1 institution of higher education listed in Section 39.052 for the
2 purpose of funding:

3 (1) two full-time psychiatrists who treat children and
4 adolescents to serve as academic medical director at a facility
5 operated by a community mental health provider; and

6 (2) two new resident rotation positions.

7 (b) An academic medical director described by Subsection (a)
8 shall collaborate and coordinate with a community mental health
9 provider to expand the amount and availability of mental health
10 care resources by developing training opportunities for residents
11 and supervising residents at a facility operated by the community
12 mental health provider.

13 (c) An institution of higher education that receives funding
14 under Subsection (a) shall require that psychiatric residents
15 participate in rotations through the facility operated by the
16 community mental health provider in accordance with Subsection
17 (b).

18 Sec. 39.0202. CHILD AND ADOLESCENT PSYCHIATRY FELLOWSHIP.

19 (a) The executive committee may provide funding to a health-
20 related institution of higher education listed in Section 39.052
21 for the purpose of funding a physician fellowship position that
22 will lead to a medical specialty in the diagnosis and treatment of
23 psychiatric and associated behavioral health issues affecting
24 children and adolescents.

25 (b) The funding provided to a health-related institution of
26 higher education under this section must be used to increase the
27 number of fellowship positions at the institution and may not be
28 used to replace existing funding for the institution.

29 SUBCHAPTER F. MISCELLANEOUS PROVISIONS

30 Sec. 39.0251. BIENNIAL REPORT. Not later than December 1 of
31 each even-numbered year, the consortium shall prepare and submit

1 to the governor, the lieutenant governor, the speaker of the house
2 of representatives, and the standing committee of each house of
3 the legislature with primary jurisdiction over behavioral health
4 issues and post on its Internet website a written report that
5 outlines:

6 (1) the activities and objectives of the consortium;

7 (2) the health-related institutions of higher education
8 listed in Section 39.052 that receive funding by the executive
9 committee; and

10 (3) any legislative recommendations based on the
11 activities and objectives described by Subdivision (1).

12 Sec. 39.0252. APPROPRIATION CONTINGENCY. The consortium is
13 required to implement a provision of this chapter only if the
14 legislature appropriates money specifically for that purpose. If
15 the legislature does not appropriate money specifically for that
16 purpose, the consortium may, but is not required to, implement a
17 provision of this chapter.

18 SECTION _____. As soon as practicable after the effective date
19 of this Act, the executive commissioner of the Health and Human
20 Services Commission, the commissioner of the Texas Higher
21 Education Coordinating Board, and the members of the executive
22 committee described by Section 39.0101(a)(1), Education Code, as
23 added by this Act, shall make the appointments and designations
24 required by Section 39.0101, Education Code, as added by this Act.