

1 AN ACT

2 relating to the creation of the University of Houston College of
3 Medicine at the University of Houston.

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

5 SECTION 1. Chapter 111, Education Code, is amended by
6 adding Subchapter K to read as follows:

7 SUBCHAPTER K. UNIVERSITY OF HOUSTON COLLEGE OF MEDICINE

8 Sec. 111.151. DEFINITIONS. In this subchapter:

9 (1) "Board" means the board of regents of the
10 University of Houston System.

11 (2) "College" means the University of Houston College
12 of Medicine established under this subchapter.

13 Sec. 111.152. THE UNIVERSITY OF HOUSTON COLLEGE OF
14 MEDICINE. The University of Houston College of Medicine is a
15 college of the University of Houston and is under the management and
16 control of the board with degrees offered under the name and
17 authority of the University of Houston.

18 Sec. 111.153. COURSES AND DEGREES. The board may prescribe
19 courses leading to customary degrees and may adopt rules for the
20 operation, control, and management of the college as necessary for
21 conducting a college of medicine of the first class.

22 Sec. 111.154. AFFILIATION AGREEMENTS. The dean of the
23 college, on behalf of the board, may execute and carry out an
24 affiliation or coordinating agreement with any other entity or

1 institution in the college's region.

2 Sec. 111.155. GIFTS AND GRANTS. The board may solicit,
3 accept, and administer gifts and grants from any public or private
4 source for the use and benefit of the college.

5 Sec. 111.156. OTHER FACILITIES. In addition to the
6 college's facilities, the board may enter into agreements under
7 which additional facilities used in the college's teaching and
8 research programs, including libraries, auditoriums, research
9 facilities, and medical education buildings, may be provided by a
10 public or private entity.

11 Sec. 111.157. TEACHING HOSPITAL. A teaching hospital
12 considered suitable by the board may be provided by a public or
13 private entity. The hospital may not be constructed, maintained, or
14 operated with state funds.

15 SECTION 2. Sections 59.01(1) and (3), Education Code, are
16 amended to read as follows:

17 (1) "Medical staff or students" means medical doctors,
18 doctors of osteopathy, dentists, veterinarians, and podiatrists
19 appointed to the faculty or professional medical staff employed for
20 student health services by The University of Texas System, The
21 Texas A&M University System, the Texas Tech University System, the
22 University of Houston College of Medicine, or the University of
23 North Texas Health Science Center at Fort Worth, either full time or
24 who, although appointed less than full time (including volunteers),
25 either devote their total professional service to such appointment
26 or provide services to patients by assignment from the department
27 chairman; and interns, residents, fellows, and medical or dental

1 students, veterinary students, and students of osteopathy
2 participating in a patient-care program in The University of Texas
3 System, The Texas A&M University System, the Texas Tech University
4 System, the University of Houston College of Medicine, or the
5 University of North Texas Health Science Center at Fort Worth.

6 (3) "Board" means the board of regents of The
7 University of Texas System, the board of regents of The Texas A&M
8 University System, the board of regents of the Texas Tech
9 University System, the board of regents of the University of
10 Houston System, or the board of regents of the University of North
11 Texas.

12 SECTION 3. Sections 59.02(a) and (c), Education Code, are
13 amended to read as follows:

14 (a) Each board may establish a separate self-insurance fund
15 to pay any damages adjudged in a court of competent jurisdiction or
16 a settlement of any medical malpractice claim against a member of
17 the medical staff or students arising from the exercise of the
18 member's [~~his~~] appointment, duties, or training with The University
19 of Texas System, The Texas A&M University System, the Texas Tech
20 University System, the University of Houston College of Medicine,
21 or the University of North Texas Health Science Center at Fort
22 Worth.

23 (c) On the establishment of each fund, transfers to the fund
24 shall be made in an amount and at such intervals as determined by
25 the board. Each board may receive and accept any gifts or
26 donations specified for the purposes of this subchapter and deposit
27 those gifts or donations into the fund. Each board may invest

1 money deposited in the fund, and any income received shall be
2 retained in the fund. The money shall be deposited in any of the
3 approved depository banks of The University of Texas System, The
4 Texas A&M University System, the Texas Tech University System, the
5 University of Houston System, or the University of North Texas
6 Health Science Center at Fort Worth. All expenditures from the
7 funds shall be paid pursuant to approval by the boards.

8 SECTION 4. Section 59.06, Education Code, is amended to
9 read as follows:

10 Sec. 59.06. LIMITATION ON APPROPRIATED FUNDS. Funds
11 appropriated by the legislature to either system, to the Texas Tech
12 University Health Sciences Center, to the Texas Tech University
13 Health Sciences Center at El Paso, to the University of Houston for
14 the University of Houston College of Medicine, or to the University
15 of North Texas Health Science Center at Fort Worth from the General
16 Revenue Fund may not be used to establish or maintain the fund, to
17 purchase insurance, or to employ private legal counsel.

18 SECTION 5. Section 61.003(5), Education Code, is amended to
19 read as follows:

20 (5) "Medical and dental unit" means The Texas A&M
21 University System Health Science Center and its component
22 institutions, agencies, and programs; the Texas Tech University
23 Health Sciences Center; the Texas Tech University Health Sciences
24 Center at El Paso; the University of Houston College of Medicine;
25 The University of Texas Medical Branch at Galveston; The University
26 of Texas Southwestern Medical Center; The University of Texas
27 Medical School at San Antonio; The University of Texas Dental

1 Branch at Houston; The University of Texas M. D. Anderson Cancer
2 Center; The University of Texas Graduate School of Biomedical
3 Sciences at Houston; The University of Texas Dental School at San
4 Antonio; The University of Texas Medical School at Houston; The
5 University of Texas Health Science Center--South Texas and its
6 component institutions, if established under Subchapter N, Chapter
7 74; the nursing institutions of The Texas A&M University System and
8 The University of Texas System; and The University of Texas School
9 of Public Health at Houston; and such other medical or dental
10 schools as may be established by statute or as provided in this
11 chapter.

12 SECTION 6. Section 61.501(1), Education Code, is amended to
13 read as follows:

14 (1) "Medical school" means the medical school at The
15 University of Texas Health Science Center at Houston, the medical
16 school at The University of Texas Southwestern Medical Center, the
17 medical school at The University of Texas Health Science Center at
18 San Antonio, The University of Texas Medical Branch at Galveston,
19 the medical school at The University of Texas at Austin, the medical
20 school at The University of Texas Rio Grande Valley, the medical
21 education program of The University of Texas Health Science Center
22 at Tyler, the medical school at the Texas Tech University Health
23 Sciences Center, the medical school at the Texas Tech University
24 Health Sciences Center at El Paso, the University of Houston
25 College of Medicine, the Baylor College of Medicine, the college of
26 osteopathic medicine at the University of North Texas Health
27 Science Center at Fort Worth, or the medical school at the Texas A&M

1 University Health Science Center.

2 SECTION 7. Section 63.002(c), Education Code, is amended to
3 read as follows:

4 (c) The amount available for distribution from the fund may
5 be appropriated only for programs that benefit medical research,
6 health education, or treatment programs at the following
7 health-related institutions of higher education:

8 (1) The University of Texas Health Science Center at
9 San Antonio;

10 (2) The University of Texas M. D. Anderson Cancer
11 Center;

12 (3) The University of Texas Southwestern Medical
13 Center;

14 (4) The University of Texas Medical Branch at
15 Galveston;

16 (5) The University of Texas Health Science Center at
17 Houston;

18 (6) The University of Texas Health Science Center at
19 Tyler;

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

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

24 (9) the University of North Texas Health Science
25 Center at Fort Worth;

26 (10) the Texas Tech University Health Sciences Center;

27 (11) the Texas Tech University Health Sciences Center

1 at El Paso; [~~and~~]

2 (12) the University of Houston College of Medicine;

3 and

4 (13) Baylor College of Medicine, if a contract between
5 Baylor College of Medicine and the Texas Higher Education
6 Coordinating Board is in effect under Section [61.092](#).

7 SECTION 8. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section [39](#), Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 826 was passed by the House on April 2, 2019, by the following vote: Yeas 145, Nays 2, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 826 was passed by the Senate on April 23, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor