(2) the scope of the injured employee’s employment, including any specific tasks, job duties, or work activities that the injured employee was required to perform at the time the employee sustained the injury; and

(3) an area for additional comments or information by the employer or individual representing the employer concerning:

(A) the injured employee’s job; or

(B) the availability, if any, of other jobs that the employer may have that the employer would like the treating doctor to consider in determining whether an injured employee is able to return to work.

(e) The commissioner may adopt rules as necessary to implement this section and to facilitate communication between the employer and the treating doctor regarding return-to-work opportunities.

SECTION 2. This Act takes effect September 1, 2009.

Passed by the House on May 7, 2009: Yeas 146, Nays 0, 1 present, not voting; passed by the Senate on May 26, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 457

H.B. No. 2548

AN ACT

relating to membership of certain advisory bodies to the Texas Department of Licensing and Regulation.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Sections 755.011(b) and (c), Health and Safety Code, are amended to read as follows:

(b) The board is composed of the following 11 [nine] members appointed by the presiding officer of the commission, with the commission’s approval:

(1) three members representing persons who own or use boilers in this state;
(2) three members representing companies that insure boilers in this state;
(3) one member representing boiler manufacturers or installers;
(4) one member representing organizations that repair or alter boilers in this state; [and]
(5) one member representing a labor union; and
(6) two public members.

(c) All members except the members appointed under Subsection (b)(6) [A member] must have experience with boilers. To the extent possible, at least four members should be professional engineers registered in this state.

SECTION 2. Section 1152.102, Occupations Code, is amended by amending Subsections (a) and (c) and adding Subsection (d) to read as follows:

(a) The council is composed of seven [six] members appointed by the presiding officer of the commission, with the commission’s approval.

(c) Except as provided by Subsection (d), each [Each] person appointed for membership on the council must:

(1) be a registered senior property tax consultant;
(2) be a member of a nonprofit and voluntary trade association;
(A) whose membership consists primarily of persons who perform property tax consulting services in this state or who engage in property tax management in this state for other persons; 

(B) that has written experience and examination requirements for membership; and  

(C) that subscribes to a code of professional conduct or ethics; 

(3) be a resident of this state for the five years preceding the date of the appointment; and 

(4) have performed or supervised the performance of property tax consulting services as the person's primary occupation continuously for the five years preceding the date of the appointment.  

(d) One member of the council must be a public member.  

SECTION 3. Section 1302.201, Occupations Code, is amended to read as follows:  

Sec. 1302.201. ADVISORY BOARD MEMBERSHIP. The air conditioning and refrigeration contractors advisory board consists of seven [six] members appointed by the presiding officer of the commission, with the commission's approval, and two ex officio nonvoting members. One member of the advisory board must be a public member.  

SECTION 4. Section 1602.051(a), Occupations Code, is amended to read as follows:  

(a) The Advisory Board on Cosmetology consists of seven [five] members appointed by the presiding officer of the commission, with the commission's approval, as follows:  

1. one member who holds a license for a beauty shop that is part of a chain of beauty shops;  

2. one member who holds a license for a beauty shop that is not part of a chain of beauty shops;  

3. one member who holds a private beauty culture school license; [and  

4. two members who each hold an operator license;  

5. one member who represents a licensed public secondary or postsecondary beauty culture school; and  

6. one public member.  

SECTION 5. Section 1802.102(a), Occupations Code, is amended to read as follows:  

(a) The advisory board consists of seven [five] members appointed as follows:  

1. three members who are licensed auctioneers appointed by the presiding officer of the commission, with the commission's approval;  

2. the executive director of the Texas [Department of] Economic Development and Tourism Office or the director's designee; [and  

3. the commissioner of education or the commissioner's designee; and  

4. two public members.  

SECTION 6. Section 1802.105, Occupations Code, is amended to read as follows:  

Sec. 1802.105. REMOVAL. A member appointed under Section 1802.102(a)(1) may be removed by a six-sevenths [four-fifths] vote of the advisory board.  

SECTION 7. Section 2308.051(a), Occupations Code, is amended to read as follows:  

(a) The advisory board consists of the following members appointed by the presiding officer of the commission with the approval of the commission:  

1. one representative of a towing company operating in a county with a population of less than one million;  

2. one representative of a towing company operating in a county with a population of one million or more;  

3. one owner of a vehicle storage facility located in a county with a population of less than one million;  

4. one owner of a vehicle storage facility located in a county with a population of one million or more;
(5) one parking facility owner;

(6) one law enforcement officer from a county with a population of less than one million;

(7) one law enforcement officer from a county with a population of one million or more; and

(8) one representative of property and casualty insurers who write automobile insurance in this state; and

(9) one public member.

SECTION 8. The presiding officer of the Texas Commission of Licensing and Regulation shall appoint the public members of the advisory bodies to the Texas Department of Licensing and Regulation, as required by this Act, not later than December 1, 2009.

SECTION 9. This Act takes effect September 1, 2009.

Passed by the House on May 7, 2009: Yeas 146, Nays 0, 1 present, not voting; passed by the Senate on May 21, 2009: Yeas 30, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 458

H.B. No. 2549

AN ACT

relating to auditing procedures and authority relating to county education departments in certain populous counties.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Sections 1, 2, and 3, Chapter 87 (H.B. 502), Acts of the 58th Legislature, Regular Session, 1963 (Article 2919g-1, Vernon's Texas Civil Statutes), are amended to read as follows:

Sec. 1. In a county with [any counties having] a population of three [two] million [(2,000,000)] or more according to the last preceding federal decennial census, the county auditor may [is hereby authorized and required to] audit all books, accounts, reports, vouchers, and other records relating to the financial aspects of any contractual relationship between the county and [all funds handled by] the county department of education. The county auditor shall make the results of any such audit [shall be made] public [by the county auditor].

Sec. 2. The county department of education [auditor of any county to which this Act applies] shall periodically have prepared by an independent auditor an [as soon as practicable,] audit of all [such] books, accounts, reports, vouchers, and other records relating to funds handled by [of] the county department of education [from the effective date of this Act back to the last preceding audit made of such books, accounts, reports, vouchers and other records by a county auditor of said county]. The [county auditor shall be reimbursed from the funds of the] county department of education shall deliver a copy of the audit prepared under this section to the commissioners court of the county [for all expenses incurred in performing the first audit. Thereafter, the county auditor shall audit all such books, accounts, reports, vouchers and other records of the county department of education as often as is necessary to keep himself informed of the condition thereof, but in no case shall the interval between such audits exceed one (1) year].

Sec. 3. The county auditor of any county to which this Act applies may [shall] set up such methods and procedures as are necessary to conduct audits effectively. The county department of education shall comply with such methods and procedures for facilitating audits as determined by the county auditor.

SECTION 2. This Act 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