Issues Advisory Committee, or any other advisory committee created to address the needs of higher education, including committees addressing financial aid, student services, and undergraduate education needs.

SECTION 2. The changes in law made by this Act to Section 61.071, Education Code, apply only to the term of a student member of a Texas Higher Education Coordinating Board advisory committee appointed under that section on or after the effective date of this Act. This Act does not affect the term of a student member of a Texas Higher Education Coordinating Board advisory committee serving on the effective date of this Act.

SECTION 3. 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 this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed the Senate on April 30, 2009: Yeas 31, Nays 0; passed the House on May 27, 2009: Yeas 148, Nays 0, one present not voting.

Approved June 19, 2009.

CHAPTER 828
S.B. No. 1732
AN ACT
relating to safety requirements for public swimming pools and other artificial bodies of water.

Be it enacted by the Legislature of the State of Texas:
SECTION 1. Subchapter D, Chapter 341, Health and Safety Code, is amended by adding Section 341.0645 to read as follows:

Sec. 341.0645. POOL SAFETY. (a) An owner, manager, operator, or other attendant in charge of a public swimming pool, wading pool, baby pool, hot tub, in-ground spa, water park, spray fountain, or other artificial body of water typically used for recreational swimming, bathing, or play shall comply with pool safety standards adopted under this section.

(b) The executive commissioner of the Health and Human Services Commission shall adopt by rule pool safety standards necessary to prevent drowning. The standards must be at least as stringent as those imposed under the federal Virginia Graeme Baker Pool and Spa Safety Act (15 U.S.C. Section 8001 et seq.).

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

Passed the Senate on April 16, 2009: Yeas 31, Nays 0; passed the House on May 27, 2009: Yeas 148, Nays 0, one present not voting.

Approved June 19, 2009.
Effective September 1, 2009.

CHAPTER 829
S.B. No. 1774
AN ACT
relating to the disposal of certain exhibits used in criminal proceedings in certain counties.

Be it enacted by the Legislature of the State of Texas:
SECTION 1. Article 2.21, Code of Criminal Procedure, is amended by amending Subsections (f) and (i) and adding Subsection (f-1) to read as follows:

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(f) Subject to Subsections (g), (h), (i), and (j), a [A] clerk [in a county with a population of 1.7 million or more] may dispose of an eligible exhibit or may deliver the eligible exhibit to the county purchasing agent for disposal as surplus or salvage property under Section 263.152, Local Government Code, [on the date provided by Subsection (e) of this article] if on the [that] date provided by Subsection (e) the clerk has not received a request for the exhibit from either the attorney representing the state in the case or the attorney representing the defendant.

(f-1) Notwithstanding Section 263.156, Local Government Code, or any other law, the commissioners court shall remit 50 percent of any proceeds of the disposal of an eligible exhibit as surplus or salvage property as described by Subsection (f), less the reasonable expense of keeping the exhibit before disposal and the costs of that disposal, to each of the following:

(1) the county treasury, to be used only to defray the costs incurred by the district clerk of the county for the management, maintenance, or destruction of eligible exhibits in the county; and

(2) the state treasury to the credit of the compensation to victims of crime fund established under Subchapter B, Chapter 56.

(i) If a request is not received by a clerk covered by Subsection (g) [of this article] before the 31st day after the date of notice, the clerk may dispose of the eligible exhibit in the manner permitted by this article, including the delivery of the eligible exhibit for disposal as surplus or salvage property as described by Subsection (f).

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

Passed the Senate on April 30, 2009: Yeas 31, Nays 0; the Senate concurred in House amendment on May 28, 2009: Yeas 31, Nays 0; passed the House, with amendment, on May 15, 2009: Yeas 144, Nays 0, one present not voting.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 830

S.B. No. 1798

AN ACT
relating to certifying the eligibility of certain educational aides to receive an exemption from tuition and fees charged by public institutions of higher education.

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

SECTION 1. Subsection (d), Section 54.214, Education Code, is amended to read as follows:

(d) The institution of higher education at which a person seeking an exemption under this section is enrolled [coordinating board] must certify the [a] person's eligibility to receive the [an] exemption [under this section]. As soon as practicable after receiving an application for certification, the institution [coordinating board] shall make the determination of eligibility and give notice of its determination to the applicant[coordinating board] and to the school district employing the applicant[person] as an educational aide.

SECTION 2. The change in law made by this Act to Section 54.214, Education Code, applies to an exemption from tuition and fees granted under that section beginning with the 2009 fall semester.

SECTION 3. 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 this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.