

BILL ANALYSIS

Senate Research Center
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C.S.S.B. 1660
By: Shapleigh
Border Affairs - Special
4/19/1999
Committee Report (Substituted)

DIGEST

Currently, the El Paso/Juarez community faces critical health challenges. In the past, the region has not taken full advantage of the medical school, basic sciences, nursing, pharmacy and other allied health programs spread among more than three different education institutions in the region. This bill would create the Border Health Institute to capitalize on locally available resources, talents and skills at the different education institutions in the region.

PURPOSE

As proposed, C.S.S.B. 1660 provides for the establishment and operation of the Border Health Institute.

RULEMAKING AUTHORITY

Rulemaking authority is granted to the governing board of the Border Health Institute in SECTION 1 (Sec. 151.004, Government Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Title 3H, Education Code, by adding Chapter 151, as follows:

CHAPTER 151. BORDER HEALTH INSTITUTE

Sec. 151.001. DEFINITION. Defines "institute."

Sec. 151.002. ESTABLISHMENT; PURPOSE. Provides that the Border Health Institute (institute) is established in the city of El Paso. Requires the institute to operate in a manner that facilitates and assists the activities of international, national, regional, or local health-related institutions working in the Texas-Mexico border region to perform certain duties.

Sec. 151.003. INSTITUTE MEMBERSHIP. Sets forth the composition of the institute with the initial institutions. Authorizes the governing board of the institute to adopt procedures for changing, adding, or removing entities as members of the institute, as well as creating developmental or advisory boards for the institute.

Sec. 151.004. ADMINISTRATION. Provides that the governing board of the institute (board) is composed of the chief executive officer of each entity that is a member of the institute of the officer's designee. Provides that the board is responsible for the operation of the institute. Requires the board to adopt rules relating to the operation of the board and the institute. Authorizes the board to employ an executive director of the institute and any other officer or employee necessary for the operation of the institute. Requires the board to meet, at least once a year, to review the progress of the institute and to determine the institute's future actions and operational plans.

Sec. 151.005. FUNDING. Authorizes the institute to apply for and accept funds from the federal government or any other public or private entity, in addition to any amount appropriated by the legislature. Authorizes the institute or any member of the institute to solicit and accept pledges, gifts, and endowments from private sources on the institute's behalf. Requires a pledge, gift, or endowment solicited under this section to be consistent with the purposes of the institute. Requires the governing board of the institute to manage and approve disbursements of appropriations, funds, pledges, gifts, and endowments that are the property of the institute.

Requires the board to manage any capital improvements constructed, owned or leased, by the institute and any real property acquired by the institute.

Sec. 151.006. FACILITIES. Authorizes the physical facilities of the institute used in its research undertakings and in the provision of health care and education programs to be provided by a public or private entity, or by a cooperative, consortium or joint venture consisting of public or private entities. Authorizes a physical facility to be constructed, maintained, or operated with funds the institute receives under Section 151.005, and any funds appropriated for that purpose. Authorizes money to be appropriated for construction of a facility in phases so that design, engineering, and site work may be appropriated separately from physical construction costs.

Sec. 151.007. RESOURCES. Provides that the resources, capital and real estate of the institute are separate from the resources, capital and real estate of the members of the institute. Requires an institute member to retain any assets or funds received by the member from the federal government or from any other public or private entity.

Sec. 151.008. ANNUAL REPORTING. Requires the institute to provide to each member of the board an annual audited financial statement and a status report of each project undertaken by the institute, each year.

Sec. 151.009. COORDINATING BOARD OVERSIGHT. Provides that the institutions subject to the oversight of the Texas Higher Education Coordinating Board (coordinating board) under Chapter 61 and the rules of the coordinating board adopted under Chapter 61 remain subject to that supervision and those rules as those institutions participate in the institute and its activities.

SECTION 2. Requires the coordinating board to prepare an impact statement examining the initial implementation of this Act and deliver a copy of the statement to the chair of each legislative committee with primary jurisdiction over higher education or border health issues.

SECTION 3. Emergency clause.

Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

Relating clause.

Amends the relating clause to rename the institute as the Border Health Institute.

SECTION 1.

Amends the title to Chapter 151, Education Code, to make a conforming change.

Amends Section 151.001, Education Code, to redefine “institute.”

Amends Section 151.002, Education Code, to make conforming and nonsubstantive changes.

Amends Section 151.003, Education Code, to make conforming and nonsubstantive changes.

Amends Section 151.005, Education Code, to require a pledge, gift, or endowment solicited under this section to be consistent with the purposes of the institute.

Amends Section 151.006, Education Code, to authorize a physical facility to be constructed, maintained, or operated with funds the institute receives under Section 151.005, and any funds appropriated for that purpose. Makes conforming and nonsubstantive changes.

Amends Section 151.007, Education Code, to make conforming and nonsubstantive changes.

Amends Section 151.008, Education Code, to make a nonsubstantive change.

Amends Chapter 151, Education Code, to add a new section on the oversight of the coordinating board.

