CHAPTER 891

H.B. No. 985

AN ACT relating to the deadlines by which provisional ballots must be processed and the state canvass must be conducted for certain elections.

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

SECTION 1. Section 65.051, Election Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Notwithstanding Subsection (a), for an election held on the date of the general election for state and county officers, the early voting ballot board shall verify and count provisional ballots as provided by this subchapter not later than the 13th day after the date of the election.

SECTION 2. Section 65.052, Election Code, is amended to read as follows:

Sec. 65.052. DUTY OF VOTER REGISTRAR. The secretary of state shall prescribe procedures by which the voter registrar of the county in which a provisional ballot is cast shall provide assistance to the early voting ballot board in executing its authority under this subchapter. In an election described by Section 65.051(a-1), the procedures must allow for seven calendar days for the voter registrar to review a provisional voter's eligibility.

SECTION 3. Section 67.003, Election Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (b) or (c), each local canvassing authority shall convene to conduct the local canvass at the time set by the canvassing authority's presiding officer not earlier than the eighth day or later than the 11th day after election day.

(c) In an election described by Section 65.051(a-1), the time for the local canvass may be set not later than the 14th day after election day.

SECTION 4. Section 67.012(a), Election Code, is amended to read as follows:

(a) The governor shall conduct the state canvass [not earlier than the 15th or later than the 30th day after election day] at the time set by the secretary of state:

(1) not earlier than the 15th or later than the 30th day after election day; or

(2) for an election described by Section 65.051(a-1), not earlier than the 18th or later than the 33rd day after election day.

SECTION 5. This Act takes effect September 1, 2013.

Passed by the House on May 3, 2013: Yeas 143, Nays 0, 1 present, not voting; passed by the Senate on May 20, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 892

H.B. No. 1018

AN ACT relating to the establishment of community partnerships and the development of policy recommendations for increasing physical activity and improving fitness among public school students.

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

SECTION 1. Section 2237, Education Code, is amended to read as follows:

Sec. 2237. COMMUNITY PARTNERSHIPS. A school district may enter into a community partnership to increase physical activity and improve fitness among public school students.

SECTION 2. Section 2237.101, Education Code, is amended to read as follows:

Sec. 2237.101. POLICY RECOMMENDATIONS. The commissioner of education shall develop policy recommendations for increasing physical activity and improving fitness among public school students.

SECTION 3. Section 2237.102, Education Code, is amended to read as follows:

Sec. 2237.102. IMPLEMENTATION. School districts shall implement the policy recommendations developed under Section 2237.101, Education Code, to increase physical activity and improve fitness among public school students.

SECTION 4. This Act takes effect September 1, 2013.

Passed by the House on May 3, 2013: Yeas 143, Nays 0, 1 present, not voting; passed by the Senate on May 20, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.

Effective September 1, 2013.
Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 28.004, Education Code, is amended by amending Subsections (c) and (m) and adding Subsections (l-1) and (n) to read as follows:

(c) The local school health advisory council’s duties include recommending:

(1) the number of hours of instruction to be provided in health education;

(2) curriculum appropriate for specific grade levels designed to prevent obesity, cardiovascular disease, and Type 2 diabetes through coordination of:

(A) health education;

(B) physical education and physical activity;

(C) nutrition services;

(D) parental involvement; and

(E) instruction to prevent the use of tobacco;

(3) appropriate grade levels and methods of instruction for human sexuality instruction;

(4) strategies for integrating the curriculum components specified by Subdivision (2) with the following elements in a coordinated school health program for the district:

(A) school health services;

(B) counseling and guidance services;

(C) a safe and healthy school environment; and

(D) school employee wellness; and

(l-1) The local school health advisory council shall establish a physical activity and fitness planning subcommittee to consider issues relating to student physical activity and fitness and make policy recommendations to increase physical activity and improve fitness among students.

(m) In addition to performing other duties, the local school health advisory council shall submit to the board of trustees, at least annually, a written report that includes:

(1) any council recommendation concerning the school district’s health education curriculum and instruction or related matters that the council has not previously submitted to the board;

(2) any suggested modification to a council recommendation previously submitted to the board; [and]

(3) a detailed explanation of the council’s activities during the period between the date of the current report and the date of the last prior written report; and

(4) any recommendations made by the physical activity and fitness planning subcommittee.

(n) Any joint use agreement that a school district and community organization or agency enter into based on a recommendation of the local school health advisory council under Subsection (c)(5) must address liability for the school district and community organization or agency in the agreement.

SECTION 2. This Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 143, Nays 4, 2 present, not voting; passed by the Senate on May 20, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.

Effective September 1, 2013.