record, or delete a record of a protected consumer, if the security freeze was placed or the record was created based on a material misrepresentation of fact by the protected consumer or the protected consumer's representative.

Sec. 20.31. REMEDY FOR VIOLATION. Notwithstanding Subchapter D or any other law, the exclusive remedy for a violation of this subchapter is a suit filed by the attorney general under Section 20.11.

SECTION 2. Sections 20.01, 20.02, 20.021, and 20.03, Business & Commerce Code, are designated as Subchapter A, Chapter 20, Business & Commerce Code, and a heading is added to that subchapter to read as follows:

SUBCHAPTER A. GENERAL REQUIREMENTS

SECTION 3. Sections 20.031, 20.032, 20.033, 20.034, 20.035, 20.036, 20.037, 20.038, 20.0385, and 20.039, Business & Commerce Code, are designated as Subchapter B, Chapter 20, Business & Commerce Code, and a heading is added to that subchapter to read as follows:

SUBCHAPTER B. SECURITY ALERT AND SECURITY FREEZE

SECTION 4. Sections 20.04, 20.05, 20.06, and 20.07, Business & Commerce Code, are designated as Subchapter C, Chapter 20, Business & Commerce Code, and a heading is added to that subchapter to read as follows:

SUBCHAPTER C. RESTRICTIONS ON AND AUTHORITY OF CONSUMERS AND CONSUMER REPORTING AGENCIES

SECTION 5. Sections 20.08, 20.09, 20.10, 20.11, 20.12, and 20.13, Business & Commerce Code, are designated as Subchapter D, Chapter 20, Business & Commerce Code, and a heading is added to that subchapter to read as follows:

SUBCHAPTER D. ENFORCEMENT

SECTION 6. This Act takes effect January 1, 2014.
Passed the Senate on March 13, 2013: Yeas 31, Nays 0; passed the House on May 4, 2013: Yeas 138, Nays 0, two present not voting.
Approved May 18, 2013.
Effective January 1, 2014.

CHAPTER 65

S.B. No. 120

AN ACT
relating to the creation of the Texas Tech University Health Sciences Center at El Paso as a component institution of the Texas Tech University System.

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

SECTION 1. The heading to Chapter 110, Education Code, is amended to read as follows:

CHAPTER 110. TEXAS TECH UNIVERSITY HEALTH SCIENCES INSTITUTIONS [CENTER]

SECTION 2. Sections 110.01 through 110.14, Education Code, and Section 110.16, Education Code, are designated as Subchapter A, Chapter 110, Education Code, and a heading to that subchapter is added to read as follows:
SUBCHAPTER A. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER

SECTION 3. The heading to Section 110.01, Education Code, is amended to read as follows:

Sec. 110.01. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER; SEPA-
RATE INSTITUTION.

SECTION 4. Chapter 110, Education Code, is amended by adding Subchapter B to read as follows:

SUBCHAPTER B. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO

Sec. 110.30. DEFINITIONS. In this subchapter:

(1) “Board of regents” means the board of regents of the Texas Tech University System.

(2) “Coordinating board” means the Texas Higher Education Coordinating Board.

Sec. 110.31. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO; SEPARATE INSTITUTION. (a) The Texas Tech University Health Sciences Center at El Paso is a component institution of the Texas Tech University System under the direction, management, and control of the board of regents.

(b) The center is not a department, school, or branch of any other institution in the system. The center is composed of a medical school and other components assigned by law or by the board of regents.

Sec. 110.32. CONCURRENT POWERS. The board of regents has the same powers of direction, management, and control over the Texas Tech University Health Sciences Center at El Paso as the board of regents exercises over the other component institutions of the Texas Tech University System.

Sec. 110.33. COURSES AND DEGREES; RULES. The board of regents may prescribe courses leading to customary degrees and may adopt rules for the operation, control, and management of the Texas Tech University Health Sciences Center at El Paso as necessary for conducting a health sciences center of the first class.

Sec. 110.34. AFFILIATION AGREEMENTS WITH OTHER ENTITIES. (a) The board of regents may execute and carry out an affiliation or coordinating agreement with any other entity or institution.

(b) The board of regents may make joint appointments in the Texas Tech University Health Sciences Center at El Paso and any other component institution of the Texas Tech University System. The salary of a person who receives a joint appointment must be apportioned between the appointing institutions on the basis of services rendered.

Sec. 110.35. FACILITIES. The board of regents shall provide for physical facilities for the Texas Tech University Health Sciences Center at El Paso for use in its teaching and research programs.

Sec. 110.36. TEACHING HOSPITAL. A teaching hospital considered suitable by the board of regents for the Texas Tech University Health Sciences Center at El Paso may be provided by a public or private entity. The hospital may not be constructed, maintained, or operated with state funds.

Sec. 110.37. COORDINATING BOARD SUPERVISION. The Texas Tech University Health Sciences Center at El Paso is subject to the continuing supervision of the coordinating board under Chapter 61 and to the rules of the coordinating board adopted under that chapter.

Sec. 110.38. GIFTS AND GRANTS. The board of regents may solicit, accept, and administer gifts and grants from any public or private person or entity for the use and benefit of the Texas Tech University Health Sciences Center at El Paso.

Sec. 110.39. PARTICIPATION IN CERTAIN CONSTITUTIONAL FUNDS. In accordance with Section 17(c), Article VII, Texas Constitution, if the Act enacting this section receives a vote of two-thirds of all the members elected to each house of the legislature, the
institution created under this subchapter is entitled to participate in the funding provided by
Section 17, Article VII, Texas Constitution, beginning with the annual appropriation for the
state fiscal year beginning September 1, 2015, and the Texas Tech University Health
Sciences Center at El Paso shall be included in the allocation made for each 10-year
allocation period under Section 17(d), Article VII, Texas Constitution, beginning with the
allocation made in 2015.

SECTION 5. Section 110.15, Education Code, is transferred to Subchapter B, Chapter
110, Education Code, as added by this Act, redesignated as Section 110.40, Education Code,
and amended to read as follows:

Sec. 110.40 [1-51-]. TEXAS TECH DIABETES RESEARCH CENTER. (a) In this
section:

(1) “Board” means the board of regents of the Texas Tech University System.

(2) “Center” means the Texas Tech Diabetes Research Center.

(b) The board shall establish the Texas Tech Diabetes Research Center for purposes of
researching issues related to:

(1) diabetes; and

(2) conditions associated with that disease, including acanthosis nigricans, as defined by
Section 95.001, Health and Safety Code.

(c) The organization, control, and management of the center are vested in the board.

(d) The board shall approve the employment of personnel by and the operating budget of
the center. An employee of the center is an employee of the Texas Tech University Health
Sciences Center at El Paso [System].

(e) The board shall select a site for the center at [the regional academic health center of]
the Texas Tech University Health Sciences Center at El Paso [System].

(f) The center may enter into an agreement or may cooperate with a public or private
entity to perform the research functions of the center.

(g) The board may solicit, accept, and administer gifts and grants from any public or
private source for the use and benefit of the center.

(h) In conducting its activities under this section, the center shall consult with The
University of Texas–Pan American Border Health Office that administers the Type 2
Diabetes risk assessment program under Chapter 95, Health and Safety Code.

SECTION 6. Subdivision (4), Section 51.821, Education Code, is amended to read as
follows:

(4) “Participating medical school” means each of the following entities:

(A) the medical school at The University of Texas Health Science Center at Houston;

(B) the medical school at The University of Texas Southwestern Medical Center at
Dallas;

(C) the medical school at The University of Texas Health Science Center at San
Antonio;

(D) the medical school at The University of Texas Medical Branch at Galveston;

(E) the medical school at the Texas Tech University Health Sciences Center at
Lubbock;

(F) the medical school at the Texas Tech University Health Sciences Center at El
Paso;

(G) the Baylor College of Medicine;

(H) the college of osteopathic medicine at the University of North Texas Health
Science Center at Fort Worth; and

(I) the medical school at The Texas A&M University System Health Science Center.

SECTION 7. Subsection (a), Section 58.001, Education Code, is amended to read as
follows:
(a) The legislature finds that it will improve the quality of the delivery of medical care to the citizens of this state and, therefore, that it will be in the public interest of this state for the resident physicians being educated, trained, developed, and prepared for a career in medicine by the schools of medicine in The University of Texas System, the Texas Tech University System [Health Sciences Center], the Texas A&M University Medical Program, and the University of North Texas Health Science Center at Fort Worth to be compensated by those schools while the resident physicians are undergoing education, training, development, and preparation. The legislature further finds that the delivery of quality medical care to the citizens of this state has been and will continue to be enhanced by the expansion of family practice residency programs as provided by Sections 61.501 through 61.505 of this code and intends that nothing in this chapter be interpreted or implemented in a manner that will deter the development or expansion of family practice residency programs or will deter the legislative goal of having at least 25 percent of the first-year residency positions devoted to family medicine.

SECTION 8. Subdivisions (1) and (3), Section 59.01, Education Code, are amended to read as follows:

(1) “Medical staff or students” means medical doctors, doctors of osteopathy, dentists, veterinarians, and podiatrists appointed to the faculty or professional medical staff employed for student health services by The University of Texas System, The Texas A&M University System, the Texas Tech University System [Health Sciences Center], or the University of North Texas Health Science Center at Fort Worth, either full time or who, although appointed less than full time (including volunteers), either devote their total professional service to such appointment or provide services to patients by assignment from the department chairman; and interns, residents, fellows, and medical or dental students, veterinary students, and students of osteopathy participating in a patient-care program in The University of Texas System, The Texas A&M University System, the Texas Tech University System [Health Sciences Center], or the University of North Texas Health Science Center at Fort Worth.

(3) “Board” means the board of regents of The University of Texas System, the board of regents of the Texas A&M University System, the board of regents of the Texas Tech University System [Health Sciences Center], or the University of North Texas Health Science Center at Fort Worth.

SECTION 9. Subsections (a) and (c), Section 59.02, Education Code, are amended to read as follows:

(a) Each board may establish a separate self-insurance fund to pay any damages adjudged in a court of competent jurisdiction or a settlement of any medical malpractice claim against a member of the medical staff or students arising from the exercise of his appointment, duties, or training with The University of Texas System, The Texas A&M University System, the Texas Tech University System [Health Sciences Center], or the University of North Texas Health Science Center at Fort Worth.

(c) On the establishment of each fund, transfers to the fund shall be made in an amount and at such intervals as determined by the board. Each board may receive and accept any gifts or donations specified for the purposes of this subchapter and deposit those gifts or donations into the fund. Each board may invest money deposited in the fund, and any income received shall be retained in the fund. The money shall be deposited in any of the approved depository banks of The University of Texas System, The Texas A&M University System, the Texas Tech University System [Health Sciences Center], or the University of North Texas Health Science Center at Fort Worth. All expenditures from the funds shall be paid pursuant to approval by the boards.

SECTION 10. Section 59.06, Education Code, is amended to read as follows:

Sec. 59.06. LIMITATION ON APPROPRIATED FUNDS. Funds appropriated by the legislature to either system, to the Texas Tech University Health Sciences Center, to the Texas Tech University Health Sciences Center at El Paso, or to the University of North Texas Health Science Center at Fort Worth from the General Revenue Fund may not be used to establish or maintain the fund, to purchase insurance, or to employ private legal counsel.
SECTION 11. Subdivision (5), Section 61.003, Education Code, is amended to read as follows:

(5) "Medical and dental unit" means The Texas A&M University System Health Science Center and its component institutions, agencies, and programs; the Texas Tech University Health Sciences Center; the Texas Tech University Health Sciences Center at El Paso; The University of Texas Medical Branch at Galveston; The University of Texas Southwestern Medical Center at Dallas; The University of Texas Medical School at San Antonio; The University of Texas Dental Branch at Houston; The University of Texas M. D. Anderson Cancer Center; The University of Texas Graduate School of Biomedical Sciences at Houston; The University of Texas Dental School at San Antonio; The University of Texas Medical School at Houston; The University of Texas Health Science Center—South Texas and its component institutions, if established under Subchapter N, Chapter 74; the nursing institutions of The Texas A&M University System and The University of Texas System; and The University of Texas School of Public Health at Houston; and such other medical or dental schools as may be established by statute or as provided in this chapter.

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

(1) "Medical school" means the medical school at The University of Texas Health Science Center at Houston, the medical school at The University of Texas Health Science Center at Dallas, the medical school at The University of Texas Health Science Center at San Antonio, The University of Texas Medical Branch at Galveston, the Texas Tech University Health Sciences Center, the medical school at the Texas Tech University Health Sciences Center at El Paso, the Baylor College of Medicine, the college of osteopathic medicine at the University of North Texas Health Science Center at Fort Worth, or the Texas A&M University Medical Program.

SECTION 13. Section 62.021, Education Code, is amended by adding Subsection (e-i) to read as follows:

(e-i) Whereas the Texas Tech University Health Sciences Center at El Paso was created as a separate institution of higher education by an Act of the 83rd Legislature, Regular Session, 2013, which was approved by a vote of more than two-thirds of the membership of each house of the legislature, the Texas Tech University Health Sciences Center at El Paso is entitled to participate in the funding provided by Section 17, Article VII, Texas Constitution, beginning with the annual appropriation for the state fiscal year beginning September 1, 2015, and the Texas Tech University Health Sciences Center at El Paso shall be included in the allocation made for each 10-year allocation period under Section 17(d), Article VII, Texas Constitution, beginning with the allocation made in 2015.

SECTION 14. Subsection (c), Section 63.002, Education Code, is amended to read as follows:

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

(1) The University of Texas Health Science Center at San Antonio;
(2) The University of Texas M. D. Anderson Cancer Center;
(3) The University of Texas Southwestern Medical Center at Dallas;
(4) The University of Texas Medical Branch at Galveston;
(5) The University of Texas Health Science Center at Houston;
(6) The University of Texas Health Science Center at Tyler;
(7) The University of Texas Health Science Center—South Texas and its component institutions, if established under Subchapter N, Chapter 74;
(8) The Texas A&M University Health Science Center;
(9) the University of North Texas Health Science Center at Fort Worth;
(10) the Texas Tech University Health Sciences Center; and
(11) the Texas Tech University Health Sciences Center at El Paso; and
(12) Baylor College of Medicine, if a contract between Baylor College of Medicine and the Texas Higher Education Coordinating Board is in effect under Section 61.092.

SECTION 15. The board of regents of the Texas Tech University System, as soon as practicable following the effective date of this Act consistent with available resources, any required approval by the Texas Higher Education Coordinating Board, and the goal of minimizing unnecessary disruption of existing programs, students, faculty, and staff in El Paso, shall:

(1) establish the Texas Tech University Health Sciences Center at El Paso in accordance with this Act; and

(2) assign existing programs and facilities of the system located in El Paso County to the center to the extent those programs and facilities support the mission and purposes of the center.

SECTION 16. (a) Except as provided by Subsection (b) of this section, 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, 2013.

(b) If this Act does not receive a vote of two-thirds of all the members elected to each house, Section 13 of this Act does not take effect.

Passed the Senate on March 13, 2013: Yeas 30, Nays 1; the Senate concurred in House amendment on May 7, 2013: Yeas 29, Nays 0; passed the House, with amendment, on April 30, 2013: Yeas 141, Nays 3, one present not voting.

Approved May 18, 2013.

Effective May 18, 2013.

CHAPTER 66
S.B. No. 162
AN ACT
relating to the occupational licensing of spouses of members of the military and the eligibility requirements for certain occupational licenses issued to applicants with military experience.

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

SECTION 1. The heading to Chapter 55, Occupations Code, is amended to read as follows:

CHAPTER 55. LICENSING OF MILITARY SERVICE MEMBERS, MILITARY VETERANS, [LICENSE WHILE ON MILITARY DUTY] AND [FOR] MILITARY SPOUSES [SPOUSE]

SECTION 2. Section 55.001, Occupations Code, is amended by adding Subdivisions (1-a), (1-b), and (1-c) to read as follows:

(1-a) "Military service member" means a person who is currently serving in the armed forces of the United States, in a reserve component of the armed forces of the United States, including the National Guard, or in the state military service of any state.

(1-b) "Military spouse" means a person who is married to a military service member who is currently on active duty.

(1-c) "Military veteran" means a person who has served in the army, navy, air force, marine corps, or coast guard of the United States, or in an auxiliary service of one of those branches of the armed forces.

SECTION 3. Chapter 55, Occupations Code, is amended by adding Sections 55.005, 55.006, and 55.007 to read as follows: