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

SECTION 1. Subchapter D, Chapter 96, Education Code, is amended by adding Section 96.645 to read as follows:

Sec. 96.645. CORRECTIONAL MANAGEMENT INSTITUTE OF TEXAS. (a) In this section, "institute" means the Correctional Management Institute of Texas.
(b) The Correctional Management Institute of Texas is established for the training of criminal justice professionals. The headquarters of the institute are at Sam Houston State University. The institute is under the supervision and direction of the president of Sam Houston State University.
(c) The president of Sam Houston State University may establish rules relating to the institute.
(d) The president of Sam Houston State University shall establish reasonable charges for participation in institute training programs by participants who are not residents of this state. The participation costs of participants who are residents of this state, including tuition, books, room, board, and travel costs, shall be paid from the Correctional Management Institute of Texas and Criminal Justice Center Account in the general revenue fund.
(e) The institute may provide fee-based training and professional development programming using funds other than appropriated funds.

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 this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed the Senate on April 24, 2013: Yeas 30, Nays 0; passed the House on May 22, 2013: Yeas 148, Nays 0, two present not voting.
Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 615

S.B. No. 1367

AN ACT

relating to abolishing the Texas Health Insurance Pool.

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

SECTION 1. DEFINITIONS. In this Act:
(1) "Board" means the board of directors of the pool.
(2) "Commissioner" means the commissioner of insurance.
(3) "Department" means the Texas Department of Insurance.
(4) "Health benefit exchange" has the meaning assigned by Section 1369.201, Insurance Code.
(5) "Pool" means the Texas Health Insurance Pool established under Chapter 1506, Insurance Code, as that chapter existed before its repeal by this Act.

SECTION 2. PLAN FOR DISSOLUTION. As soon as practicable after the effective date of this Act, the board shall:
(1) develop a plan for:
(A) dissolving the board and the pool after the pool's obligations to issue and continue health benefit coverage terminate under Sections 3 and 4 of this Act; and
(B) transferring to the commissioner and the department:
   (i) any continuing obligations of the board and the pool;
   (ii) any assets of the pool;
   (iii) any rights of the board or the pool that accrued before the dissolution of the board or the pool or that accrue with respect to coverage issued by the pool before the pool's dissolution; and
   (iv) any authority previously held by the board the continuation of which is necessary or appropriate; and
(2) submit the plan to the commissioner for the commissioner's approval.

SECTION 3. ACCEPTANCE OF ENROLLEES. The latest date on which the pool may issue health benefit coverage is the later of:
(1) December 31, 2013; or
(2) the earliest date on which health benefit coverage is reasonably available on a guaranteed issue basis to each class of individuals eligible for health benefit coverage through the pool immediately before the effective date of this Act, as determined by the commissioner.

SECTION 4. TERMINATION OF POOL COVERAGE. Health benefit coverage that is issued to an individual by the pool and that is otherwise in force terminates on the later of:
(1) January 1, 2014; or
(2) the earliest date on which the individual:
   (A) is enrolled in comparable health benefit coverage; or
   (B) could reasonably be expected to have obtained health benefit coverage on a guaranteed issue basis, as determined by the commissioner.

SECTION 5. EXERCISE OF POOL'S RECOVERY RIGHTS. The department may exercise any authority to recover overpayments or other amounts the pool would have been authorized to recover or collect had the pool not been dissolved, including amounts recoverable under the pool's subrogation rights.

SECTION 6. TRANSFER OF CERTAIN FUNDS; ASSESSMENT AUTHORITY CONTINUED. (a) Any fund in which money belonging to the pool is kept and any other assets of the pool shall be transferred to the department on dissolution of the pool. That money and any other money recovered or otherwise collected by the department under this Act on behalf of the pool shall be used by the department to satisfy obligations of the pool in accordance with this Act, Chapter 1506, Insurance Code, as that chapter existed before its repeal by this Act, and the dissolution plan.
(b) The authority of the board to make assessments under Subchapter F, Chapter 1506, Insurance Code, as that subchapter existed before its repeal by this Act, is continued and may be exercised by the commissioner until the commissioner determines that all financial obligations of the board and the pool have been satisfied.
(c) Money collected by the department under Subsections (a) and (b) of this section shall be deposited to an account in the Texas Treasury Safekeeping Trust Company to be used for the purposes described by this Act. The money deposited to the account may be used to pay fees for the Texas Treasury Safekeeping Trust Company account. The department may transfer money into the treasury local operating fund to disburse the money as required by this Act.
(d) When the commissioner determines that all financial obligations of the board and the pool have been satisfied, the commissioner shall make a final accounting with respect to pool finances and:
(1) make any necessary final assessment under this section; or
(2) refund any surplus assessments or other surplus money collected on behalf of the pool, other than money described by Subsection (e) of this section.
(A) on a pro rata basis to the health benefit plan issuers that paid the assessments to
the extent possible; or
(B) on another equitable basis to the extent pro rata refunds are not possible.

(e) If money paid or payable under Subsection (m), Section 843.342 and Subsection (l),
Section 1301.137, Insurance Code, is no longer necessary to finance premium discounts as
prescribed by Section 1506.260, Insurance Code, as that section existed immediately before
the effective date of this Act, the money shall be distributed and used as follows:

(1) $5 million shall be distributed to the corporation established under Chapter 182,
Health and Safety Code, to be used for a purpose provided by that chapter; and

(2) any money available after the amount required by Subdivision (1) of this subsection
has been distributed in accordance with that subdivision shall be distributed to the fund
established under Subchapter F, Chapter 1508, Insurance Code, to be used:

(A) before January 1, 2014, for a purpose provided by that subchapter; and

(B) on and after January 1, 2014, for any other purpose authorized by the commissi-
oner by rule to improve access to health benefit coverage for individuals without coverage.

(f) Money paid or payable under Subsection (m), Section 843.342 and Subsection (l),
Section 1301.137, Insurance Code, is subject to audit by the State Auditor's Office.

SECTION 7. DELAYED IMPLEMENTATION. The commissioner by rule may delay
the implementation of any part of Sections 1 through 6 of this Act or the pool dissolution plan
established under this Act if:

(1) the guaranteed issue of health benefit coverage is delayed;
(2) the operation of a health benefit exchange in this state is delayed; or
(3) the commissioner determines that health benefit coverage expected to be available on
a guaranteed issue basis to a class of individuals eligible for coverage under Chapter 1506,
Insurance Code, immediately before the effective date of this Act, is not reasonably
available to those individuals in this state.

SECTION 8. REPEALER. (a) Effective January 1, 2014, the following laws are re-
pealed:

(1) Subsections (a–i) and (a–2), Section 1506.007, Insurance Code;
(2) Subsections (b) and (c), Section 1506.205, Insurance Code;
(3) Subsection (b), Section 1251.255, Insurance Code; and
(4) Section 1271.305, Insurance Code.

(b) Effective September 1, 2015, Chapter 1506, Insurance Code, is repealed.

SECTION 9. EFFECTIVE DATE. 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.

Passed the Senate on April 9, 2013: Yeas 31, Nays 0; the Senate concurred in House
amendment on May 21, 2013: Yeas 31, Nays 0; passed the House, with amend-
ment, on May 16, 2013: Yeas 126, Nays 1, two present not voting.

Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 616

S.B. No. 1393

AN ACT

relating to homeland security strategy.

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

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