Impaired that are used for purposes of the commission’s powers and duties directly related to the maintenance of the school’s physical facilities under Section 30.022, Education Code.

SECTION 5. (a) Not later than January 1, 2014, the following are transferred from the Texas School for the Deaf to the Texas Facilities Commission:

(1) the powers, duties, functions, programs, and activities of the Texas School for the Deaf relating to the maintenance of the school’s physical facilities;
(2) any obligations and contracts of the Texas School for the Deaf that are directly related to implementing a power, duty, function, program, or activity transferred under this subsection; and
(3) all property and records in the custody of the Texas School for the Deaf that are related to a power, duty, function, program, or activity transferred under this subsection and all funds appropriated by the legislature for that power, duty, function, program, or activity.

(b) The Texas Facilities Commission and the Texas School for the Deaf shall enter into a memorandum of understanding as provided by Subsection (h–i), Section 30.052, Education Code, as added by this Act, that:

(1) identifies in detail the applicable powers and duties that are transferred between the two agencies by this Act; and
(2) establishes a plan for the identification and transfer of the records, personnel, property, and unspent appropriations of the Texas School for the Deaf that are used for purposes of the commission’s powers and duties directly related to the maintenance of the school’s physical facilities under Section 30.052, Education Code.

SECTION 6. This Act takes effect September 1, 2013.

Passed the Senate on April 11, 2013: Yeas 31, Nays 0; passed the House on May 22, 2013: Yeas 148, Nays 0, two present not voting.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 1359

S.B. No. 1484

AN ACT

relating to health benefit plan coverage for enrollees diagnosed with autism spectrum disorder.

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

SECTION 1. Section 1355.015, Insurance Code, is amended by amending Subsection (a) and adding Subsections (c–i) and (f) to read as follows:

(a) At a minimum, a health benefit plan must provide coverage as provided by this section to an enrollee who is diagnosed with autism spectrum disorder from the date of diagnosis, only if the diagnosis was in place prior to the child’s 10th birthday [until the enrollee completes nine years of age]. If an enrollee who is being treated for autism spectrum disorder becomes 10 years of age or older and continues to need treatment, this subsection does not preclude coverage of treatment and services described by Subsection (b).

(c–i) The health benefit plan is not required to provide coverage under Subsection (b) for benefits for an enrollee 10 years of age or older for applied behavior analysis in an amount that exceeds $36,000 per year.

(f) To the extent that this section would otherwise require this state to make a payment under 42 U.S.C. Section 18031(d)(3)(B)(ii), a qualified health plan, as defined by 45 C.F.R. Section 155.20, is not required to provide a benefit under this section that exceeds the specified essential health benefits required under 42 U.S.C. Section 18022(b).

SECTION 2. The heading to Section 1355.015, Insurance Code, is amended to read as follows:
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Sec. 1355.015. REQUIRED COVERAGE FOR CERTAIN ENROLLEES [CHILDREN].

SECTION 3. Section 1355.015, Insurance Code, as amended by this Act, applies only to a health benefit plan that is delivered, issued for delivery, or renewed on or after the effective date of this Act. A health benefit plan that is delivered, issued for delivery, or renewed before the effective date of this Act is covered by the law in effect at the time the health benefit plan is delivered, issued for delivery, or renewed, and that law is continued in effect for that purpose.

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

Passed the Senate on May 1, 2013: Yeas 18, Nays 13; passed the House on May 21, 2013: Yeas 147, Nays 0, two present not voting.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 1360

S.B. No. 1512

AN ACT

relating to the confidentiality of certain crime scene photographs and video recordings.

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

SECTION 1. Subchapter C, Chapter 552, Government Code, is amended by adding Section 552.1085 to read as follows:

Sec. 552.1085. CONFIDENTIALITY OF SENSITIVE CRIME SCENE IMAGE. (a) In this section:

(1) “Deceased person’s next of kin” means:

(A) the surviving spouse of the deceased person;

(B) if there is no surviving spouse of the deceased, an adult child of the deceased person;

or

(C) if there is no surviving spouse or adult child of the deceased, a parent of the deceased person.

(2) “Defendant” means a person being prosecuted for the death of the deceased person or a person convicted of an offense in relation to that death and appealing that conviction.

(3) “Expressive work” means:

(A) a fictional or nonfictional entertainment, dramatic, literary, or musical work that is a play, book, article, musical composition, audiovisual work, radio or television program, work of art, or work of political, educational, or newsworthy value;

(B) a work the primary function of which is the delivery of news, information, current events, or other matters of public interest or concern; or

(C) an advertisement or commercial announcement of a work described by Paragraph (A) or (B).

(4) “Local governmental entity” means a county, municipality, school district, charter school, junior college district, or other political subdivision of this state.

(5) “Public or private institution of higher education” means:

(A) an institution of higher education, as defined by Section 61.003, Education Code; or

(B) a private or independent institution of higher education, as defined by Section 61.003, Education Code.

(6) “Sensitive crime scene image” means a photograph or video recording taken at a crime scene, contained in or part of a closed criminal case, that depicts a deceased person.