Insurance Portability and Accountability Act of 1996 (Pub. L. No. 104-191). A business associate, and any subcontractor of the business associate who receives the transferred information, may use the information only to service or maintain the health care provider's or hospital's database of the information.

(k) If an individual objects to the health care provider or hospital collecting the individual's information from the individual's driver's license as described by Subsection (i), the health care provider or hospital must use an alternative method for collecting the individual's information.

(l) In this section, "health care provider" means an individual or facility licensed, certified, or otherwise authorized by the law of this state to provide or administer health care, for profit or otherwise, in the ordinary course of business or professional practice, including a physician, nurse, dentist, podiatrist, pharmacist, chiropractor, therapeutic optometrist, ambulatory surgical center, urgent care facility, nursing home, home and community support services agency, and emergency medical services personnel as defined by Section 773.003, Health and Safety Code.

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

Passed the Senate on March 13, 2013: Yeas 31, Nays 0; the Senate concurred in House amendment on May 8, 2013: Yeas 30, Nays 0; passed the House, with amendment, on May 2, 2013: Yeas 147, Nays 0, two present not voting.

Approved May 18, 2013.

Effective September 1, 2013.

CHAPTER 68

S.B. No. 202

AN ACT

relating to the continuation and functions of the Texas Commission on the Arts.

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

SECTION 1. Subsection (a), Section 444.002, Government Code, is amended to read as follows:

(a) The Texas Commission on the Arts is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this chapter expires September 1, 2025.

SECTION 2. The heading to Section 444.003, Government Code, is amended to read as follows:

Sec. 444.003. COMPOSITION; TERMS.

SECTION 3. Section 444.003, Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) The commission is composed of nine members appointed by the governor with the advice and consent of the senate. The members must represent a diverse cross-section of the fields of the arts and be widely known for their professional competence and experience in connection with the arts. At least two members must be residents of a county with a population of less than 50,000. Appointments to the commission shall be made without regard to the race, color, disability, sex, religion, age, or national origin of the appointees.

(c) Members of the commission serve staggered terms of six years.

SECTION 4. Section 444.024, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The commission may award grants in accordance with the commission's mission to advance the state economically and culturally by investing in the arts in this state.

(a-1) An applicant for a grant of money from the commission shall specify in the grant application a minimum and maximum amount of money requested.
SECTION 5. (a) The six positions on the Texas Commission on the Arts that have terms scheduled to expire on August 31, 2013, are abolished on that date.

(b) Two of the six positions on the Texas Commission on the Arts with terms scheduled to expire on August 31, 2015, are abolished on that date.

(c) In appointing members to the Texas Commission on the Arts for terms scheduled to begin September 1, 2015, the governor shall appoint three members to the commission for terms expiring August 31, 2021, and one member to the commission for a term expiring August 31, 2019. Two of the three members appointed to the commission for terms expiring August 31, 2021, must be residents of a county with a population of less than 50,000, as provided by Section 444.003, Government Code.

(d) In appointing members to the Texas Commission on the Arts for terms scheduled to begin September 1, 2017, the governor shall appoint three members to the commission for terms expiring August 31, 2023, and two members to the commission for terms expiring August 31, 2019.

(e) To the extent that the reduction in positions on the Texas Commission on the Arts under this Act causes the composition of the commission to violate the residency requirement of Subsection (a), Section 444.003, Government Code, that provision of law is suspended from the effective date of this Act until September 1, 2015.

SECTION 6. This Act takes effect on the 91st day after the last day of the legislative session.

Passed the Senate on March 27, 2013: Yeas 30, Nays 0; the Senate concurred in House amendment on May 7, 2013: Yeas 29, Nays 0; passed the House, with amendment, on April 30, 2013: Yeas 118, Nays 26, one present not voting.

Approved May 18, 2013.
Effective August 26, 2013.

CHAPTER 69
S.B. No. 265

AN ACT
relating to bond requirements for county officers and employees, district attorneys, and criminal district attorneys.

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

SECTION 1. Section 43.002, Government Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Before assuming the duties of the office and except as provided by Subsection (c) or (d), a district attorney must give a bond that:

(1) is payable to the governor;

(2) is in the sum of $5,000;

(3) has two or more good and sufficient sureties;

(4) is approved by the district judge; and

(5) is conditioned that the district attorney will, in the manner prescribed by law, faithfully pay over all money that he collects or that comes into his hands for the state or a county.

(d) A district attorney is not required to execute the bond required under Subsection (a) and may perform the duties of office if the commissioners court of each county in the district by order authorizes the county to self-insure against losses that would have been covered by the bond. An order adopted by a commissioners court under this subsection shall be kept and recorded by the county clerk.