implementation schedule under Subsection (h)(1). A county program must include district, county, and justice courts.

(h-1) The office shall grant a waiver to a county that:

1. contains within its borders a correctional facility operated by or under contract with the Texas Department of Criminal Justice; and

2. has a population of 50,000 or more only because the inmate population of all correctional facilities described by Subdivision (1) is included in that population.

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 11, 2013: Yeas 31, Nays 0; passed the House on April 25, 2013: Yeas 136, Nays 0, two present not voting.

Approved May 10, 2013.

Effective May 10, 2013.

CHAPTER 25

S.B. No. 457

AN ACT relating to the confidentiality of certain autopsy records.

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

SECTION 1. Section 11, Article 49.25, Code of Criminal Procedure, is amended to read as follows:

Sec. 11. RECORDS. (a) The medical examiner shall keep full and complete records properly indexed, giving the name if known of every person whose death is investigated, the place where the body was found, the date, the cause and manner of death, and shall issue a death certificate. The full report and detailed findings of the autopsy, if any, shall be a part of the record. Copies of all records shall promptly be delivered to the proper district, county, or criminal district attorney in any case where further investigation is advisable. The records may not be withheld, subject to a discretionary exception under Chapter 552, Government Code, except that a photograph or x-ray of a body taken during an autopsy is excepted from required public disclosure in accordance with Chapter 552, Government Code, but is subject to disclosure:

1. under a subpoena or authority of other law; or

2. if the photograph or x-ray is of the body of a person who died while in the custody of law enforcement.

(b) Under the exception to public disclosure provided by Subsection (a), a governmental body as defined by Section 552.003, Government Code, may withhold a photograph or x-ray described by Subsections (a) without requesting a decision from the attorney general under Subchapter G, Chapter 552, Government Code. This subsection does not affect the required disclosure of a photograph or x-ray under Subsection (a)(1) or (2).

SECTION 2. The changes in law made by this Act apply only to a request for information that is received by a governmental body or an officer for public information on or after the effective date of this Act. A request for information that was received before the effective date of this Act is governed by the law in effect on the date the request was received, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2013.

Passed the Senate on April 11, 2013: Yeas 31, Nays 0; passed the House on April 26, 2013: Yeas 141, Nays 0, two present not voting.
CHAPTER 26

S.B. No. 500

AN ACT

relating to the Texas State Board of Pharmacy.

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

SECTION 1. Subsection (a), Section 552.001, Occupations Code, is amended to read as follows:

(a) The Texas State Board of Pharmacy consists of [nine] members appointed by the governor with the advice and consent of the senate as follows:

(1) seven [six] members who are pharmacists; [and]
(2) one member who is a pharmacy technician; and
(3) three members who represent the public.

SECTION 2. Section 552.002, Occupations Code, is amended by adding Subsection (b-i) to read as follows:

(b-i) A pharmacy technician board member must, at the time of appointment:

(1) be a resident of this state;
(2) have been registered as a pharmacy technician for the five years preceding appointment;
(3) be in good standing to act as a pharmacy technician in this state; and
(4) be acting as a pharmacy technician in this state.

SECTION 3. Subsection (a), Section 552.005, Occupations Code, is amended to read as follows:

(a) Members of the board are appointed for staggered six-year terms, with either [three or four members' terms, as applicable, expiring] every other year at midnight on the last day of the state fiscal year in the last year of the member's term.

SECTION 4. Subsection (a), Section 552.010, Occupations Code, is amended to read as follows:

(a) The board shall meet at least [once every four months to transact board business; and]
[twice each year for the examination of applicants].

SECTION 5. As soon as practicable after the effective date of this Act, the governor shall appoint a pharmacy technician and a pharmacist to the Texas State Board of Pharmacy as required by this Act. In appointing the members, the governor shall appoint:

(1) a pharmacy technician to a term expiring August 31, 2019; and
(2) a pharmacist to a term expiring August 31, 2017.

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

Passed the Senate on March 21, 2013: Yeas 31, Nays 0; passed the House on April 25, 2013: Yeas 135, Nays 0, two present not voting.

Approved May 10, 2013.

Effective September 1, 2013.