

By: Hinojosa  
(Guerra)

S.B. No. 1397

Substitute the following for S.B. No. 1397:

By: Klick

C.S.S.B. No. 1397

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to regional protocols and processes for patient transfers  
3 and related services within the geographic area served by certain  
4 trauma service area regional advisory councils.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subchapter E, Chapter 773, Health and Safety  
7 Code, is amended by adding Section 773.1141 to read as follows:

8 Sec. 773.1141. INFORMATION, GUIDELINES, AND PROTOCOLS  
9 RELATED TO CERTAIN PATIENT TRANSFERS AND RELATED SERVICES. (a)

10 This section applies only to a trauma service area regional  
11 advisory council serving a geographic area that includes:

12 (1) at least one county located on the international  
13 border of this state; and

14 (2) at least one county adjacent to the Gulf of Mexico.

15 (b) For each trauma service area regional advisory council to  
16 which this section applies, the executive commissioner by rule  
17 shall:

18 (1) require the council to create an advisory committee  
19 composed of equally represented designated trauma hospital system  
20 members located within the geographic boundaries of the council or  
21 require the council to direct an existing advisory committee of the  
22 council established for a purpose similar to that described by this  
23 subsection to:

24 (A) develop guidelines for patient transfers; and

1                   (B) periodically review patient transfers to  
2 ensure compliance with applicable guidelines;

3                   (2) for the purpose of ensuring that patients located  
4 in the council's geographic boundaries receive health care at the  
5 health care facility closest to and most appropriate for the  
6 patients, require the council to develop regional protocols and  
7 processes to assist the council in managing the dispatch, triage,  
8 transport, and transfer of patients; and

9                   (3) require each hospital and emergency medical  
10 services provider operating within the council's geographic  
11 boundaries to collect and report to the council data on patients  
12 transferred outside the council's geographic boundaries.

13           SECTION 2. Not later than April 1, 2022, the executive  
14 commissioner of the Health and Human Services Commission shall  
15 adopt the rules required by Section 773.1141, Health and Safety  
16 Code, as added by this Act.

17           SECTION 3. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2021.