

BILL ANALYSIS

Senate Research Center

S.B. 330
By: Nelson
Health & Human Services
8/11/2003
Enrolled

DIGEST AND PURPOSE

Currently, under the provisions of S.B. 11, 77th Legislature, state law is more restrictive than federal law regarding the conduct of medical research in Texas. S.B. 11 included provisions of the federal Health Insurance Portability and Accountability Act (HIPAA) regulation at the time of its passage. The Bush Administration altered the HIPAA regulation on March 27, 2002, and consequently state law became more restrictive than the federal law. S.B. 330 repeals two provisions of state law in order to bring Texas law into concert with federal law.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Repealer: Sections 181.101 (Compliance With Federal Regulations) and 181.102 (Information for Research), Health and Safety Code.

SECTION 2. Effective date: September 1, 2003.