

BILL ANALYSIS

S.B. 1392
By: Janek
Public Health
Committee Report (Unamended)

BACKGROUND AND PURPOSE

This bill sets forth regulations concerning the transfer of a distressed device.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Chapter 432, Health and Safety Code, by adding Section 432.0045, as follows:

Sec. 432.0045. INAPPLICABILITY TO CERTAIN TRANSFERS. (a) Defines "hospital."

(b) Provides that, subject to Subsection (c), this chapter does not apply to certain transfers of a distressed device.

(c) Requires a person, including a hospital, making a transfer under Subsection (b) to provide an appropriate disclosure regarding the condition of the distressed device to the recipient of the distressed device. Defines "appropriate disclosure."

SECTION 2. Effective date: September 1, 2003.

EFFECTIVE DATE

September 1, 2003.