

1-1 By: Crownover (Senate Sponsor - Fraser) H.B. No. 581  
1-2 (In the Senate - Received from the House March 31, 2003;  
1-3 April 3, 2003, read first time and referred to Committee on State  
1-4 Affairs; May 15, 2003, reported favorably by the following vote:  
1-5 Yeas 8, Nays 0; May 15, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the medication or drug testing of racing animals under  
1-9 the Texas Racing Act.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 3.07(d), Texas Racing Act (Article 179e,  
1-12 Vernon's Texas Civil Statutes), is amended to read as follows:

1-13 (d) Medication or drug testing performed on a race animal  
1-14 under this Act shall be conducted by the Texas Veterinary Medical  
1-15 Diagnostic Laboratory or by a laboratory operated by or in  
1-16 conjunction with or by a private or public agency selected by the  
1-17 commission after consultation with the ~~[on a yearly basis by~~  
1-18 ~~competitive bidding submitted to the commission for final approval.~~  
1-19 ~~The commission's decision shall be based on cost and integrity.~~  
1-20 ~~The]~~ Texas Veterinary Medical Diagnostic Laboratory ~~[may aid the~~  
1-21 ~~commission in its selection]~~. Medication or drug testing performed  
1-22 on a human under this Act shall be conducted by a laboratory  
1-23 approved by the commission. Charges for services performed under  
1-24 this section shall be forwarded to the commission for approval as to  
1-25 the reasonableness of the charges for the services. Charges may  
1-26 include but are not limited to expenses incurred for travel,  
1-27 lodging, testing, and processing of test results. The reasonable  
1-28 charges associated with medication or drug testing conducted under  
1-29 this Act shall be paid by the association that receives the  
1-30 services. The commission shall adopt rules for the procedures for  
1-31 approving and paying laboratory charges under this section. The  
1-32 commission shall determine whether the laboratory charges are ~~[On~~  
1-33 ~~the approval of the charges as]~~ reasonable ~~[r]~~ in relation to  
1-34 industry standards by periodically surveying the drug testing  
1-35 charges of comparable laboratories in the United States. The ~~[for~~  
1-36 ~~testing charges, the]~~ commission shall forward a copy of the  
1-37 charges to the association that receives the services for immediate  
1-38 payment.

1-39 SECTION 2. This Act takes effect September 1, 2003, and  
1-40 applies only to medication or drug testing performed on a racing  
1-41 animal under the Texas Racing Act (Article 179e, Vernon's Texas  
1-42 Civil Statutes) on or after the effective date of this Act.

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