

By: Averitt

S.B. No. 144

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the requirement that certain information be provided to  
3 health care practitioners regarding the use and abuse of certain  
4 drugs.

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

6 SECTION 1. Subchapter A, Chapter 153, Occupations Code, is  
7 amended by adding Sections 153.014 and 153.015 to read as follows:

8 Sec. 153.014. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
9 least once each biennium, the board shall provide to each license  
10 holder information on:

11 (1) prescribing and dispensing pain medications, with  
12 particular emphasis on Schedule II and Schedule III controlled  
13 substances;

14 (2) abusive and addictive behavior of certain persons  
15 who use prescription pain medications; and

16 (3) common diversion strategies employed by certain  
17 persons who use prescription pain medications, including  
18 fraudulent prescription patterns.

19 Sec. 153.015. POISON CONTROL CENTER INFORMATION. The board  
20 shall provide to each license holder information regarding the  
21 services provided by poison control centers.

22 SECTION 2. Subchapter D, Chapter 202, Occupations Code, is  
23 amended by adding Sections 202.160 and 202.161 to read as follows:

24 Sec. 202.160. INFORMATION PROVIDED TO LICENSE HOLDERS. At

1 least once each biennium, the board shall provide to each license  
2 holder information on:

3 (1) prescribing and dispensing pain medications, with  
4 particular emphasis on Schedule II and Schedule III controlled  
5 substances;

6 (2) abusive and addictive behavior of certain persons  
7 who use prescription pain medications; and

8 (3) common diversion strategies employed by certain  
9 persons who use prescription pain medications, including  
10 fraudulent prescription patterns.

11 Sec. 202.161. POISON CONTROL CENTER INFORMATION. The board  
12 shall provide to each license holder information regarding the  
13 services provided by poison control centers.

14 SECTION 3. Chapter 254, Occupations Code, is amended by  
15 adding Sections 254.013 and 254.014 to read as follows:

16 Sec. 254.013. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
17 least once each biennium, the board shall provide to each license  
18 holder information on:

19 (1) prescribing and dispensing pain medications, with  
20 particular emphasis on Schedule II and Schedule III controlled  
21 substances;

22 (2) abusive and addictive behavior of certain persons  
23 who use prescription pain medications; and

24 (3) common diversion strategies employed by certain  
25 persons who use prescription pain medications, including  
26 fraudulent prescription patterns.

27 Sec. 254.014. POISON CONTROL CENTER INFORMATION. The board

1 shall provide to each license holder information regarding the  
2 services provided by poison control centers.

3 SECTION 4. Subchapter D, Chapter 301, Occupations Code, is  
4 amended by adding Sections 301.1581 and 301.1582 to read as  
5 follows:

6 Sec. 301.1581. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
7 least once each biennium, the board shall provide to each license  
8 holder information on:

9 (1) prescribing and dispensing pain medications, with  
10 particular emphasis on Schedule II and Schedule III controlled  
11 substances;

12 (2) abusive and addictive behavior of certain persons  
13 who use prescription pain medications; and

14 (3) common diversion strategies employed by certain  
15 persons who use prescription pain medications, including  
16 fraudulent prescription patterns.

17 Sec. 301.1582. POISON CONTROL CENTER INFORMATION. The board  
18 shall provide to each license holder information regarding the  
19 services provided by poison control centers.

20 SECTION 5. Subchapter D, Chapter 302, Occupations Code, is  
21 amended by adding Sections 302.1551 and 302.1552 to read as  
22 follows:

23 Sec. 302.1551. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
24 least once each biennium, the board shall provide to each license  
25 holder information on:

26 (1) prescribing and dispensing pain medications, with  
27 particular emphasis on Schedule II and Schedule III controlled

1 substances;

2 (2) abusive and addictive behavior of certain persons  
3 who use prescription pain medications; and

4 (3) common diversion strategies employed by certain  
5 persons who use prescription pain medications, including  
6 fraudulent prescription patterns.

7 Sec. 302.1552. POISON CONTROL CENTER INFORMATION. The board  
8 shall provide to each license holder information regarding the  
9 services provided by poison control centers.

10 SECTION 6. Subchapter A, Chapter 554, Occupations Code, is  
11 amended by adding Sections 554.014 and 554.015 to read as follows:

12 Sec. 554.014. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
13 least once each biennium, the board shall provide to each license  
14 holder information on:

15 (1) prescribing and dispensing pain medications, with  
16 particular emphasis on Schedule II and Schedule III controlled  
17 substances;

18 (2) abusive and addictive behavior of certain persons  
19 who use prescription pain medications; and

20 (3) common diversion strategies employed by certain  
21 persons who use prescription pain medications, including  
22 fraudulent prescription patterns.

23 Sec. 554.015. POISON CONTROL CENTER INFORMATION. The board  
24 shall provide to each license holder information regarding the  
25 services provided by poison control centers.

26 SECTION 7. (a) This Act takes effect September 1, 2003.

27 (b) A state agency that is subject to this Act shall develop

1 written and other materials that contain the information required  
2 by this Act not later than January 1, 2004. The state agencies that  
3 are subject to this Act shall:

- 4           (1) cooperate in developing the materials; and  
5           (2) ensure, to the extent possible, that the same  
6 information is contained in the materials used by each agency.