

1-1 By: Averitt S.B. No. 144  
1-2 (In the Senate - Filed November 26, 2002; January 29, 2003,  
1-3 read first time and referred to Committee on Health and Human  
1-4 Services; March 20, 2003, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 March 20, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 144 By: Zaffirini

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the requirement that certain information be provided to  
1-11 health care practitioners regarding the use and abuse of certain  
1-12 drugs.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter A, Chapter 153, Occupations Code, is  
1-15 amended by adding Sections 153.014 and 153.015 to read as follows:

1-16 Sec. 153.014. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
1-17 least once each biennium, the board shall provide to each license  
1-18 holder information on:

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

1-22 (2) abusive and addictive behavior of certain persons  
1-23 who use prescription pain medications;

1-24 (3) common diversion strategies employed by certain  
1-25 persons who use prescription pain medications, including  
1-26 fraudulent prescription patterns; and

1-27 (4) the appropriate use of pain medications and the  
1-28 differences between addiction, pseudo-addiction, tolerance, and  
1-29 physical dependence.

1-30 Sec. 153.015. POISON CONTROL CENTER INFORMATION. The board  
1-31 shall provide to each license holder information regarding the  
1-32 services provided by poison control centers.

1-33 SECTION 2. Subchapter D, Chapter 202, Occupations Code, is  
1-34 amended by adding Sections 202.160 and 202.161 to read as follows:

1-35 Sec. 202.160. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
1-36 least once each biennium, the board shall provide to each license  
1-37 holder information on:

1-38 (1) prescribing and dispensing pain medications, with  
1-39 particular emphasis on Schedule II and Schedule III controlled  
1-40 substances;

1-41 (2) abusive and addictive behavior of certain persons  
1-42 who use prescription pain medications;

1-43 (3) common diversion strategies employed by certain  
1-44 persons who use prescription pain medications, including  
1-45 fraudulent prescription patterns; and

1-46 (4) the appropriate use of pain medications and the  
1-47 differences between addiction, pseudo-addiction, tolerance, and  
1-48 physical dependence.

1-49 Sec. 202.161. POISON CONTROL CENTER INFORMATION. The board  
1-50 shall provide to each license holder information regarding the  
1-51 services provided by poison control centers.

1-52 SECTION 3. Chapter 254, Occupations Code, is amended by  
1-53 adding Sections 254.013 and 254.014 to read as follows:

1-54 Sec. 254.013. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
1-55 least once each biennium, the board shall provide to each license  
1-56 holder information on:

1-57 (1) prescribing and dispensing pain medications, with  
1-58 particular emphasis on Schedule II and Schedule III controlled  
1-59 substances;

1-60 (2) abusive and addictive behavior of certain persons  
1-61 who use prescription pain medications;

1-62 (3) common diversion strategies employed by certain  
1-63 persons who use prescription pain medications, including

2-1 fraudulent prescription patterns; and

2-2 (4) the appropriate use of pain medications and the  
2-3 differences between addiction, pseudo-addiction, tolerance, and  
2-4 physical dependence.

2-5 Sec. 254.014. POISON CONTROL CENTER INFORMATION. The board  
2-6 shall provide to each license holder information regarding the  
2-7 services provided by poison control centers.

2-8 SECTION 4. Subchapter D, Chapter 301, Occupations Code, is  
2-9 amended by adding Sections 301.1581 and 301.1582 to read as  
2-10 follows:

2-11 Sec. 301.1581. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
2-12 least once each biennium, the board shall provide to each license  
2-13 holder information on:

2-14 (1) prescribing and dispensing pain medications, with  
2-15 particular emphasis on Schedule II and Schedule III controlled  
2-16 substances;

2-17 (2) abusive and addictive behavior of certain persons  
2-18 who use prescription pain medications;

2-19 (3) common diversion strategies employed by certain  
2-20 persons who use prescription pain medications, including  
2-21 fraudulent prescription patterns; and

2-22 (4) the appropriate use of pain medications and the  
2-23 differences between addiction, pseudo-addiction, tolerance, and  
2-24 physical dependence.

2-25 Sec. 301.1582. POISON CONTROL CENTER INFORMATION. The  
2-26 board shall provide to each license holder information regarding  
2-27 the services provided by poison control centers.

2-28 SECTION 5. Subchapter D, Chapter 302, Occupations Code, is  
2-29 amended by adding Sections 302.1551 and 302.1552 to read as  
2-30 follows:

2-31 Sec. 302.1551. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
2-32 least once each biennium, the board shall provide to each license  
2-33 holder information on:

2-34 (1) prescribing and dispensing pain medications, with  
2-35 particular emphasis on Schedule II and Schedule III controlled  
2-36 substances;

2-37 (2) abusive and addictive behavior of certain persons  
2-38 who use prescription pain medications;

2-39 (3) common diversion strategies employed by certain  
2-40 persons who use prescription pain medications, including  
2-41 fraudulent prescription patterns; and

2-42 (4) the appropriate use of pain medications and the  
2-43 differences between addiction, pseudo-addiction, tolerance, and  
2-44 physical dependence.

2-45 Sec. 302.1552. POISON CONTROL CENTER INFORMATION. The  
2-46 board shall provide to each license holder information regarding  
2-47 the services provided by poison control centers.

2-48 SECTION 6. Subchapter A, Chapter 554, Occupations Code, is  
2-49 amended by adding Sections 554.014 and 554.015 to read as follows:

2-50 Sec. 554.014. INFORMATION PROVIDED TO LICENSE HOLDERS. At  
2-51 least once each biennium, the board shall provide to each license  
2-52 holder information on:

2-53 (1) prescribing and dispensing pain medications, with  
2-54 particular emphasis on Schedule II and Schedule III controlled  
2-55 substances;

2-56 (2) abusive and addictive behavior of certain persons  
2-57 who use prescription pain medications;

2-58 (3) common diversion strategies employed by certain  
2-59 persons who use prescription pain medications, including  
2-60 fraudulent prescription patterns; and

2-61 (4) the appropriate use of pain medications and the  
2-62 differences between addiction, pseudo-addiction, tolerance, and  
2-63 physical dependence.

2-64 Sec. 554.015. POISON CONTROL CENTER INFORMATION. The board  
2-65 shall provide to each license holder information regarding the  
2-66 services provided by poison control centers.

2-67 SECTION 7. (a) This Act takes effect September 1, 2003.

2-68 (b) A state agency that is subject to this Act shall develop  
2-69 written and other materials that contain the information required

3-1 by this Act not later than January 1, 2004. The state agencies that  
3-2 are subject to this Act shall:  
3-3 (1) cooperate in developing the materials; and  
3-4 (2) ensure, to the extent possible, that the same  
3-5 information is contained in the materials used by each agency.

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