

1-1 By: Nixon (Senate Sponsor - Duncan) H.B. No. 738  
1-2 (In the Senate - Received from the House March 29, 2005;  
1-3 March 30, 2005, read first time and referred to Committee on State  
1-4 Affairs; May 2, 2005, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 2, 2005, sent to printer.)

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

1-8 relating to updating citations to Chapter 74, Civil Practice and  
1-9 Remedies Code, in Chapter 81, Health and Safety Code.

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

1-11 SECTION 1. Section 81.048(b), Health and Safety Code, is  
1-12 amended to read as follows:

1-13 (b) Notice of a positive test result for a reportable  
1-14 disease designated under Subsection (a) shall be given to an  
1-15 emergency medical service personnel, peace officer, or fire fighter  
1-16 as provided by this section if:

1-17 (1) the emergency medical service personnel, peace  
1-18 officer, or fire fighter delivered a person to a hospital as defined  
1-19 by Section 74.001, Civil Practice and Remedies Code [~~1.03, Medical~~  
1-20 ~~Liability and Insurance Improvement Act of Texas (Article 4590i,~~  
1-21 ~~Vernon's Texas Civil Statutes)];~~

1-22 (2) the hospital has knowledge that the person has a  
1-23 reportable disease and has medical reason to believe that the  
1-24 person had the disease when the person was admitted to the hospital;  
1-25 and

1-26 (3) the emergency medical service personnel, peace  
1-27 officer, or fire fighter was exposed to the reportable disease  
1-28 during the course of duty.

1-29 SECTION 2. This Act applies only to an act occurring on or  
1-30 after the effective date of this Act.

1-31 SECTION 3. This Act takes effect September 1, 2005.

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