

By: Turner

H.B. No. 1113

A BILL TO BE ENTITLED

AN ACT

relating to prohibitions on and reporting research on children within the juvenile probation system.

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

SECTION 1. Subchapter C, Chapter 141, Human Resources Code, is amended by adding Sections 141.0485 and 141.0486 to read as follows:

Sec. 141.0485. RESEARCH. (a) Notwithstanding any other provision of this chapter, including Section 141.048, the commission may not permit medical, pharmaceutical, or cosmetic research to be conducted on a child within the juvenile probation system.

(b) This section does not apply to survey research or retrospective studies that are based only on medical records, claims data, or outcome data.

Sec. 141.0486. REPORTING CONCERNING RESEARCH PROGRAMS OR STUDIES. (a) The commission shall keep records relating to children within the juvenile probation system that participate in research programs or studies.

(b) The records must show, for each calendar quarter and for each calendar year:

(1) the number of children participating in research programs or studies for the appropriate reporting period;

(2) the type of research program or study in which each

1 child is participating;

2 (3) the name of the principal investigator conducting
3 the research program or study; and

4 (4) the entity sponsoring the research program or
5 study.

6 (c) The commission shall submit a report that contains the
7 information in the records kept under Subsection (b) on or before
8 the 15th day after the last day of the appropriate reporting period
9 to the:

10 (1) governor;

11 (2) lieutenant governor;

12 (3) speaker of the house of representatives; and

13 (4) members of the senate and house of
14 representatives.

15 (d) A report submitted under this section is public
16 information under Chapter 552, Government Code.

17 SECTION 2. This Act applies to a child within the juvenile
18 probation system without regard to whether the child entered the
19 probation system before, on, or after the effective date of this
20 Act.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this
25 Act takes effect September 1, 2007.