

1-1 By: Turner (Senate Sponsor - Uresti) H.B. No. 1113
1-2 (In the Senate - Received from the House May 14, 2007;
1-3 May 15, 2007, read first time and referred to Committee on Criminal
1-4 Justice; May 18, 2007, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 18, 2007, sent to printer.)

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

1-8 relating to prohibitions on and reporting research on children
1-9 within the juvenile probation system.

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

1-11 SECTION 1. Subchapter C, Chapter 141, Human Resources Code,
1-12 is amended by adding Sections 141.0485 and 141.0486 to read as
1-13 follows:

1-14 Sec. 141.0485. RESEARCH. (a) Notwithstanding any other
1-15 provision of this chapter, including Section 141.048, the
1-16 commission may not permit medical, pharmaceutical, or cosmetic
1-17 research to be conducted on a child within the juvenile probation
1-18 system.

1-19 (b) This section does not apply to survey research or
1-20 retrospective studies that are based only on medical records,
1-21 claims data, or outcome data.

1-22 Sec. 141.0486. REPORTING CONCERNING RESEARCH PROGRAMS OR
1-23 STUDIES. (a) The commission shall keep records relating to
1-24 children within the juvenile probation system that participate in
1-25 research programs or studies.

1-26 (b) The records must show, for each calendar quarter and for
1-27 each calendar year:

1-28 (1) the number of children participating in research
1-29 programs or studies for the appropriate reporting period;

1-30 (2) the type of research program or study in which each
1-31 child is participating;

1-32 (3) the name of the principal investigator conducting
1-33 the research program or study; and

1-34 (4) the entity sponsoring the research program or
1-35 study.

1-36 (c) The commission shall submit a report that contains the
1-37 information in the records kept under Subsection (b) on or before
1-38 the 15th day after the last day of the appropriate reporting period
1-39 to the:

1-40 (1) governor;

1-41 (2) lieutenant governor;

1-42 (3) speaker of the house of representatives; and

1-43 (4) members of the senate and house of
1-44 representatives.

1-45 (d) A report submitted under this section is public
1-46 information under Chapter 552, Government Code.

1-47 SECTION 2. This Act applies to a child within the juvenile
1-48 probation system without regard to whether the child entered the
1-49 probation system before, on, or after the effective date of this
1-50 Act.

1-51 SECTION 3. This Act takes effect immediately if it receives
1-52 a vote of two-thirds of all the members elected to each house, as
1-53 provided by Section 39, Article III, Texas Constitution. If this
1-54 Act does not receive the vote necessary for immediate effect, this
1-55 Act takes effect September 1, 2007.

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