

By: Crownover

H.B. No. 3274

A BILL TO BE ENTITLED

AN ACT

relating to a physician's disclosure of a financial interest in a laboratory to which the physician refers a patient.

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

SECTION 1. The heading to Subchapter F, Chapter 161, Health and Safety Code, is amended to read as follows:

SUBCHAPTER F. DISCLOSURES RELATED TO [~~DISCLOSURE OF CERTAIN AGREEMENTS FOR PAYMENT OF~~] LABORATORY TESTS

SECTION 2. Subchapter F, Chapter 161, Health and Safety Code, is amended by adding Section 161.063 to read as follows:

Sec. 161.063. DISCLOSURE OF FINANCIAL INTEREST REQUIRED.

(a) In this section, "financial interest" means:

(1) an ownership or investment interest through equity, debt, or other means, including an interest in an entity that holds an ownership or investment interest; or

(2) a compensation arrangement.

(b) Before providing health care services to a patient, a physician shall disclose in writing to the patient any financial interest the physician has in a laboratory to which the patient may be referred for testing.

(c) The disclosure required by Subsection (b) must include:

(1) the name and office address of the physician;

(2) the name and address of the laboratory; and

(3) a description of the physician's financial

1 interest in the laboratory, which may include the physician's
2 percentage ownership of the laboratory, if applicable.

3 SECTION 3. Section 161.063, Health and Safety Code, as
4 added by this Act, applies to a financial interest obtained before,
5 on, or after the effective date of this Act.

6 SECTION 4. This Act takes effect September 1, 2007.

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