

AN ACT

relating to the creation of the Texas Bleeding Disorders Advisory Council.

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

SECTION 1. (a) In this section:

(1) "Council" means the Texas Bleeding Disorders Advisory Council.

(2) "Commissioner" means the commissioner of state health services.

(3) "Department" means the Department of State Health Services.

(4) "Hemophilia" has the meaning assigned by Section 41.001, Health and Safety Code.

(b) The Texas Bleeding Disorders Advisory Council is established. The council is composed of the commissioner and the commissioner of insurance, or their designees, serving as nonvoting members and nine members serving as voting members appointed jointly by the commissioner and the commissioner of insurance as follows:

(1) a physician licensed to practice medicine in this state under Subtitle B, Title 3, Occupations Code, who treats individuals with hemophilia or other bleeding or clotting disorders at the time of appointment;

(2) a nurse licensed under Chapter 301, Occupations

1 Code, who treats individuals with hemophilia or other bleeding or
2 clotting disorders at the time of appointment;

3 (3) a social worker licensed under Chapter 505,
4 Occupations Code, who treats individuals with hemophilia or other
5 bleeding or clotting disorders at the time of appointment;

6 (4) two representatives of hemophilia treatment
7 centers in this state, at least one of which is federally funded;

8 (5) a representative of a health insurer or other
9 health benefit plan issuer that holds a certificate of authority
10 issued by the Texas Department of Insurance;

11 (6) a representative of a volunteer or nonprofit
12 health organization that serves the population of this state with
13 hemophilia and other bleeding or clotting disorders;

14 (7) a person who has hemophilia or a caregiver of a
15 person who has hemophilia;

16 (8) a person who has a bleeding disorder other than
17 hemophilia or a caregiver of a person who has a bleeding disorder
18 other than hemophilia; and

19 (9) a person who has a clotting disorder or a caregiver
20 of a person with a clotting disorder.

21 (c) In addition to council members appointed under
22 Subsection (b) of this section, the commissioner and the
23 commissioner of insurance jointly may appoint up to five nonvoting
24 members, including:

25 (1) persons with hemophilia or other bleeding or
26 clotting disorders or caregivers of persons with hemophilia or
27 other bleeding or clotting disorders; and

1 (2) persons experienced in the diagnosis, treatment,
2 care, and support of persons with hemophilia or other bleeding or
3 clotting disorders.

4 (d) Council members shall elect from among the voting
5 council members a presiding officer. The presiding officer retains
6 all voting rights.

7 (e) If a vacancy occurs on the council, the commissioner and
8 the commissioner of insurance jointly shall appoint a person to
9 serve for the remainder of the unexpired term.

10 (f) A member of the council may not receive compensation for
11 service on the council, but may be reimbursed for actual and
12 necessary expenses incurred while performing council business.

13 (g) The department shall provide reasonably necessary
14 administrative support for council activities.

15 (h) The council shall meet at least quarterly and at the
16 call of the commissioner or presiding officer.

17 (i) The council may not receive any funds that are
18 appropriated by the legislature and designated for the purpose of
19 treatment of hemophilia and other bleeding or clotting disorders.

20 (j) The council shall study and advise the department, the
21 Health and Human Services Commission, and the Texas Department of
22 Insurance on issues that affect the health and wellness of persons
23 living with hemophilia and other bleeding or clotting disorders,
24 including:

25 (1) legislative or administrative changes to policies
26 and programs that affect the health and wellness of persons with
27 hemophilia and other bleeding or clotting disorders, including

1 access to appropriate health insurance or similar health coverage;

2 (2) legislative or administrative changes to policies
3 and programs that affect product-specific reimbursement to
4 providers, including new payment for anti-hemophilia factor
5 including various reimbursement methodologies for anti-hemophilic
6 factors in the Medicaid program that provide access to appropriate
7 treatment;

8 (3) best practices in standards of care and treatment
9 for persons with hemophilia and other bleeding or clotting
10 disorders;

11 (4) the establishment of community-based initiatives
12 to disseminate information on services and related activities for
13 persons living with hemophilia and other bleeding or clotting
14 disorders to the medical and health care community, the academic
15 community, primary caregivers, advocacy associations, and the
16 public; and

17 (5) the coordination of public and private support
18 networking systems for persons living with hemophilia and other
19 bleeding or clotting disorders and primary caregivers.

20 (k) Not later than December 1, 2008, the council shall
21 report on its findings and recommendations to the governor, the
22 lieutenant governor, and the speaker of the house of
23 representatives. The report shall be made public and is subject to
24 public review and comment before it may be adopted by the council.

25 (l) Not later than six months after the report is issued and
26 annually thereafter, the commissioner shall report on efforts to
27 implement the recommendations in the report. The report shall be

1 made available to the public.

2 (m) The commissioner shall include any state or national
3 activities in which the council participates in any report issued
4 under Subsection (1) of this section.

5 (n) This section expires and the council is abolished
6 September 1, 2009.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1566 passed the Senate on April 30, 2007, by the following vote: Yeas 30, Nays 1; and that the Senate concurred in House amendment on May 25, 2007, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1566 passed the House, with amendment, on May 23, 2007, by the following vote: Yeas 144, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor