

By: Van de Putte

S.B. No. 1620

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a study regarding the confidentiality of prescription  
3 information.

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

5 SECTION 1. Subchapter B, Chapter 562, Occupations Code, is  
6 amended by adding Section 562.057 to read as follows:

7 Sec. 562.057. COMMERCIAL USE STUDY. (a) The board shall  
8 study how prescription information records containing  
9 patient-identifiable and practitioner-identifiable information  
10 are licensed, transferred, used, or sold by pharmacy benefits  
11 managers, insurance companies, electronic transmission  
12 intermediaries, pharmacies, or other similar entities for the  
13 purpose of advertising, marketing, or promoting pharmaceutical  
14 products.

15 (b) Not later than August 1, 2008, the board shall submit to  
16 the governor, the lieutenant governor, the speaker of the house of  
17 representatives, and the appropriate standing committees of the  
18 legislature a report regarding the results of the study conducted  
19 under Subsection (a), together with any recommendation for  
20 legislation.

21 (c) This section expires October 1, 2008.

22 SECTION 2. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2007.