

1-1 By: Van de Putte S.B. No. 1620
1-2 (In the Senate - Filed March 8, 2007; March 21, 2007, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 27, 2007, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 27, 2007,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1620 By: Nichols

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to a study regarding the confidentiality of prescription
1-11 information.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter B, Chapter 562, Occupations Code, is
1-14 amended by adding Section 562.057 to read as follows:

1-15 Sec. 562.057. COMMERCIAL USE STUDY. (a) The board shall
1-16 study how prescription information records containing
1-17 patient-identifiable and practitioner-identifiable information
1-18 are licensed, transferred, used, or sold by pharmacy benefits
1-19 managers, insurance companies, electronic transmission
1-20 intermediaries, pharmacies, or other similar entities for the
1-21 purpose of advertising, marketing, or promoting pharmaceutical
1-22 products.

1-23 (b) Not later than August 1, 2008, the board shall submit to
1-24 the governor, the lieutenant governor, the speaker of the house of
1-25 representatives, and the appropriate standing committees of the
1-26 legislature a report regarding the results of the study conducted
1-27 under Subsection (a), together with any recommendation for
1-28 legislation.

1-29 (c) This section expires October 1, 2008.

1-30 SECTION 2. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2007.

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