

House Bill 246
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 81.043, Health and Safety Code, is amended by amending Subsection (b) and adding Subsections (c) and (d) to read as follows:

(b) Except as provided by Subsection (c), a [A] health authority shall report reportable diseases to the department's central office at least as frequently as the interval set by board rule.

(c) A health authority each week shall report to the department's central office all cases reported to the authority during the previous week of:

(1) acquired immune deficiency syndrome; and

(2) human immunodeficiency virus infection.

(d) A health authority must include in a report filed under Subsection (c) all information required by the department for purposes of this section or other law, including:

(1) an infected person's city and county of residence, age, gender, race, ethnicity, and national origin; and

(2) the method by which the disease was transmitted.

SECTION 2. Section 81.044, Health and Safety Code, is amended by adding Subsection (d) to read as follows:

(d) For a case of acquired immune deficiency syndrome or human immunodeficiency virus infection, the department shall require the reports to contain:

(1) the information described by Subsection (b); and

(2) the patient's ethnicity, national origin, and city and county of residence.

SENATE VERSION

Same as House version.

CONFERENCE

Same as House version.

House Bill 246
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 3. Section 81.052, Health and Safety Code, is amended by amending Subsection (b) and adding **Subsection** (b-1) to read as follows:

(b) The department **annually** shall:

(1) compile the information submitted under Section 81.043(c) and

[~~regularly~~] analyze and determine trends in incidence and prevalence of AIDS and HIV infection by region, city, county, age, gender, race, ethnicity, national origin, transmission category, and other factors as appropriate; and

(2) prepare a report on the analysis conducted under Subdivision (1) and make the report available to the public.

(b-1) The department may not include any information that would allow the identification of an individual in an analysis conducted under Subsection (b) or in a report prepared under that subsection.

SENATE VERSION

SECTION 3. Section 81.052, Health and Safety Code, is amended by amending Subsection (b) and adding **Subsections** (b-1), (b-2), and (b-3) to read as follows:

(b) The department shall:

(1) **quarterly** compile the information submitted under Section 81.043(c) and **make the compiled data available to the public within six months of the last day of each quarter;**

(2) **annually** [~~regularly~~] analyze and determine trends in incidence and prevalence of AIDS and HIV infection by region, city, county, age, gender, race, ethnicity, national origin, transmission category, and other factors as appropriate; and

(3) **annually** prepare a report on the analysis conducted under Subdivision (2) and make the report available to the public.

(b-1) The department may not include any information that would allow the identification of an individual in an analysis conducted under Subsection (b) or in a report prepared under that subsection.

(b-2) **Not later than January 1, 2009, the department shall prepare and submit to both houses of the legislature a report that:**

(1) **addresses emerging technologies and advancements in AIDS and HIV infection surveillance and epidemiology, including the use of the technologies and advancements to improve the testing for and reporting of AIDS and HIV infection; and**

(2) **makes recommendations regarding this state's use of the emerging technologies and advancements to enhance**

CONFERENCE

House Bill 246
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION

CONFERENCE

surveillance, treatment, and prevention of AIDS and HIV infection.

(b-3) Subsection (b-2) and this subsection expire September 1, 2009.

SECTION 4. (a) Not later than January 1, 2008, the executive commissioner of the Health and Human Services Commission shall adopt the rules and procedures necessary to comply with Chapter 81, Health and Safety Code, as amended by this Act.

(b) Notwithstanding Sections 81.043, 81.044, and 81.052, Health and Safety Code, as amended by this Act, a health authority and the Department of State Health Services are not required to comply with the changes in law made to these sections before January 1, 2008.

Same as House version.

SECTION 5. This Act takes effect September 1, 2007.

Same as House version.