

1-1 By: Guillen (Senate Sponsor - Zaffirini) H.B. No. 2330  
1-2 (In the Senate - Received from the House April 14, 2009;  
1-3 April 27, 2009, read first time and referred to Committee on Health  
1-4 and Human Services; May 8, 2009, reported adversely, with  
1-5 favorable Committee Substitute by the following vote: Yeas 9,  
1-6 Nays 0; May 8, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2330 By: Nelson

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

1-10 relating to laboratory tests measuring kidney function.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 42.002, Health and Safety Code, is  
1-13 amended by adding Subdivisions (3) and (4) to read as follows:

1-14 (3) "Serum creatinine test" is a diagnostic test of a  
1-15 person's blood that measures the level of creatinine present in the  
1-16 blood.

1-17 (4) "Estimated glomerular filtration rate" is a  
1-18 calculation of a person's kidney function based on:

1-19 (A) the person's age, race, and gender; and

1-20 (B) the results of the person's serum creatinine  
1-21 test.

1-22 SECTION 2. Chapter 42, Health and Safety Code, is amended by  
1-23 adding Section 42.0047 to read as follows:

1-24 Sec. 42.0047. ESTIMATED GLOMERULAR FILTRATION RATE

1-25 REPORTING. (a) A laboratory that performs a serum creatinine test  
1-26 on a sample from a person 18 years of age or older, at the discretion  
1-27 of the physician, shall also calculate and include in the reported  
1-28 results the person's estimated glomerular filtration rate if the  
1-29 laboratory receives along with the sample all relevant clinical  
1-30 information about the person necessary to calculate the person's  
1-31 estimated glomerular filtration rate.

1-32 (b) The requirements under Subsection (a) do not apply to:

1-33 (1) a laboratory that uses equipment to perform serum  
1-34 creatinine tests that cannot be reprogrammed to calculate the  
1-35 estimated glomerular filtration rate; or

1-36 (2) a laboratory performing a serum creatinine test on  
1-37 a sample taken from a patient who is being treated in a hospital.

1-38 SECTION 3. The change in law made by this Act applies only  
1-39 to a serum creatinine test performed on or after the effective date  
1-40 of this Act. A serum creatinine test performed before the effective  
1-41 date of this Act is covered by the law in effect immediately before  
1-42 that date, and the former law is continued in effect for that  
1-43 purpose.

1-44 SECTION 4. This Act takes effect September 1, 2009.

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