

By: Ogden

S.B. No. 2573

A BILL TO BE ENTITLED

AN ACT

relating to annual reports by certain agencies conducting, funding, or supporting biomedical research.

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

SECTION 1. Subtitle H, Title 2, Health and Safety Code, is amended by adding Chapter 172 to read as follows:

CHAPTER 172. BIOMEDICAL RESEARCH

Sec. 172.001. DEFINITION. In this chapter, "state agency" means a department, commission, board, office, or other agency in the executive branch of state government created by the state constitution or a state statute, including an institution of higher education as defined by Section 61.003, Education Code.

Sec. 172.002. ANNUAL REPORT. (a) Not later than December 1 of each year, a state agency that conducts, funds, or supports biomedical research shall submit to the governor, the Legislative Budget Board, and the commissioner of state health services a report, in the format established by the commissioner, on whether the agency conducted, funded, or supported during the preceding state fiscal year any research that involves human stem cells or human cloning.

(b) A state agency that conducts, funds, or supports any research that involves human stem cells or human cloning must include in the report submitted under Subsection (a) information on:

1 (1) the type of research conducted, funded, or
2 supported by the state agency that involves:

3 (A) human stem cells; and

4 (B) human cloning, including therapeutic and
5 reproductive cloning;

6 (2) the process through which the human stem cells and
7 stem cell lines were derived, if applicable;

8 (3) the amount and source of state and federal money,
9 private grants, and other funding used to conduct, fund, or support
10 the research;

11 (4) the use of state facilities to conduct or support
12 the research; and

13 (5) the goals, progress, and results of the research.

14 (c) A state agency shall not include in the report:

15 (1) information that the agency is not required to
16 publicly disclose under Chapter 552, Government Code; or

17 (2) the name, address, or other personal identifying
18 information of an individual conducting or otherwise participating
19 in research that is the subject of the report.

20 SECTION 2. Not later than December 1, 2009, a state agency
21 that conducts, funds, or supports biomedical research shall submit
22 the initial report required under Chapter 172, Health and Safety
23 Code, as added by this Act.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2009.