

House Bill 1363
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Sections 1(c), (d), and (e), Chapter 706 (H.B. 2132), Acts of the 80th Legislature, Regular Session, 2007, are amended to read as follows:

(c) The department shall select to participate in the pilot program a public health district that serves a county with a population of less than two million and contains a municipality with a population of over one million. The department and the public health district shall create an electronic registry to track the glycosylated hemoglobin level and the diagnosis codes of each person who:

(1) has a laboratory test to determine that level performed at a clinical laboratory in the district; and

(2) consents in writing to the inclusion of the person's information in the registry.

(d) A physician practicing in the participating public health district who orders a glycosylated hemoglobin test for a patient shall submit to the clinical laboratory the diagnosis codes of a patient along with the patient's sample if the patient consents in writing to have the patient's information included in the registry. A clinical laboratory located in the participating public health district shall submit to the district and the department for a patient who has given written consent the results of the patient's [each] glycosylated hemoglobin test along with the diagnostic codes provided by the physician for that patient [that the laboratory performs].

SENATE VERSION

SECTION 1. Section 1, Chapter 706 (H.B. 2132), Acts of the 80th Legislature, Regular Session, 2007, is amended by amending Subsections (c), (d), and (e) and adding Subsections (d-1) and (g) to read as follows:

(c) The department shall select to participate in the pilot program a public health district that serves a county with a population of less than two million and contains a municipality with a population of over one million. The department and the public health district shall create an electronic registry to track the glycosylated hemoglobin level and the diagnosis codes of each person who has a laboratory test to determine that level performed at a clinical laboratory in the district.

(d) Except as provided by Subsection (d-1), a physician practicing in the participating public health district who, on or after November 1, 2009, orders a glycosylated hemoglobin test for a patient shall submit to the clinical laboratory the diagnosis codes of a patient along with the patient's sample. A clinical laboratory located in the participating public health district shall submit to the district and the department for a patient whose diagnosis codes were submitted with the patient's sample the results of the patient's [each] glycosylated hemoglobin test along with the diagnosis codes provided by the physician for that patient [that the laboratory performs].

(d-1) A physician who orders a glycosylated hemoglobin test for a patient must provide the patient

CONFERENCE

House Bill 1363
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

- (e) The department and the participating public health district shall:
- (1) compile results submitted under Subsection (d) of this section in order to track:
 - (A) the prevalence of diabetes mellitus among people tested in the district;
 - (B) the level of diabetic control for the patients with diabetes mellitus in each demographic group [~~exert over the diabetes mellitus~~];
 - (C) the trends of new diagnoses of diabetes mellitus in the district; and
 - (D) the health care costs associated with diabetes mellitus and glycosylated hemoglobin testing; and
 - (2) promote discussion and public information programs regarding diabetes mellitus.

SECTION 2. Section 2, Chapter 706 (H.B. 2132), Acts of the 80th Legislature, Regular Session, 2007, is

SENATE VERSION

with a form developed by the department that allows the patient to opt out of having the patient's information included in the registry. If the patient opts out by signing the form, the physician:

- (1) shall keep the form in the patient's medical records; and
- (2) may not submit to the clinical laboratory the patient's diagnosis codes along with the patient's sample.

- (e) The department and the participating public health district shall:
- (1) compile results submitted under Subsection (d) of this section in order to track:
 - (A) the prevalence of diabetes mellitus among people tested in the district;
 - (B) the level of diabetic control for the patients with diabetes mellitus in each demographic group [~~exert over the diabetes mellitus~~];
 - (C) the trends of new diagnoses of diabetes mellitus in the district; and
 - (D) the health care costs associated with diabetes mellitus and glycosylated hemoglobin testing; and
 - (2) promote discussion and public information programs regarding diabetes mellitus.

(g) Not later than October 1, 2009, the department shall develop and make available on its Internet website the form required under Subsection (d-1).

Same as House version.

CONFERENCE

House Bill 1363
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION

CONFERENCE

amended to read as follows:

Sec. 2. RULES. The executive commissioner of the Health and Human Services Commission shall adopt rules to implement Section 1 of this Act, including rules to govern the format and method of collecting glycosylated hemoglobin data and patient diagnosis codes.

SECTION 3. Section 4, Chapter 706 (H.B. 2132), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

Sec. 4. REPORT. Not later than December 1, 2010 [~~2009~~], the Department of State Health Services shall submit a report to the governor, lieutenant governor, speaker of the house of representatives, and appropriate standing committees of the legislature regarding the diabetes mellitus registry pilot program that includes:

- (1) an evaluation of the effectiveness of the pilot program; and
- (2) a recommendation to continue, expand, or eliminate the pilot program.

SECTION 4. Section 5, Chapter 706 (H.B. 2132), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

Sec. 5. EXPIRATION. This Act expires September 1, 2011 [~~2010~~].

Same as House version.

Same as House version.

House Bill 1363
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION

CONFERENCE

SECTION 5. This Act takes effect September 1, 2009.

Same as House version.