

1-1 By: Schwertner S.B. No. 830
 1-2 (In the Senate - Filed February 26, 2013; March 5, 2013,
 1-3 read first time and referred to Committee on Health and Human
 1-4 Services; April 15, 2013, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
 1-6 April 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 830 By: Schwertner

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to use of telemedicine in certain trauma facilities.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Subchapter E, Chapter 773, Health and Safety
 1-24 Code, is amended by adding Section 773.1151 to read as follows:
 1-25 Sec. 773.1151. USE OF TELEMEDICINE BY CERTAIN TRAUMA
 1-26 FACILITIES. (a) In this section, "telemedicine" means a health
 1-27 care service that is initiated by a physician, advanced practice
 1-28 nurse, or physician assistant and that requires the use of advanced
 1-29 telecommunications technology, other than telephone or facsimile
 1-30 technology, including:
 1-31 (1) compressed digital interactive video, audio, or
 1-32 data transmission;
 1-33 (2) clinical data transmission using computer imaging
 1-34 by way of still-image capture and store and forward; and
 1-35 (3) other technology that facilitates access to health
 1-36 care services or medical specialty expertise.
 1-37 (b) A health care facility located in a county with a
 1-38 population of less than 50,000 may use telemedicine to satisfy a
 1-39 level IV trauma facility designation requirement relating to
 1-40 physicians if an on-call physician who has special competence in
 1-41 the care of critically injured patients uses telemedicine to
 1-42 provide patient assessment, diagnosis, consultation, or treatment
 1-43 or to transfer medical data to a physician, advanced practice
 1-44 nurse, or physician assistant located at the facility.
 1-45 (c) Department rules may not, as part of the requirements
 1-46 for designation of the facility as a level IV trauma facility,
 1-47 require the physical presence or physical availability of a
 1-48 physician who has special competence in the care of critically
 1-49 injured patients and may not prohibit the use of telemedicine that
 1-50 meets the requirements of Subsection (b).
 1-51 SECTION 2. The executive commissioner of the Health and
 1-52 Human Services Commission shall adopt rules to implement Section
 1-53 773.1151, Health and Safety Code, as added by this Act, not later
 1-54 than December 1, 2013.
 1-55 SECTION 3. Notwithstanding Section 773.1151, Health and
 1-56 Safety Code, as added by this Act, a health care facility located in
 1-57 a county with a population of less than 50,000 may use telemedicine
 1-58 to satisfy a level IV trauma facility designation requirement only
 1-59 on or after January 1, 2014.
 1-60 SECTION 4. This Act takes effect immediately if it receives

2-1 a vote of two-thirds of all the members elected to each house, as
2-2 provided by Section 39, Article III, Texas Constitution. If this
2-3 Act does not receive the vote necessary for immediate effect, this
2-4 Act takes effect September 1, 2013.

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