

## **BILL ANALYSIS**

Senate Research Center  
88R3052 JG-D

H.B. 4331  
By: Klick (Sparks)  
Health & Human Services  
5/5/2023  
Engrossed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Allowing additional entities to donate unused prescription drugs will help increase access to prescription drugs for those who may not be able to afford them, while also ensuring the safety and quality of donated drugs. H.B. 4331 seeks to expand the types of entities that can donate unused prescription drugs to a provider participating in the collection and redistribution of donated prescription drugs by including a prescription drug manufacturer or health care facility, including a pharmacy.

H.B. 4331 amends current law relating to the donors of certain unused prescription drugs.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 442.001(1), Health and Safety Code, to redefine "donor."

SECTION 2. Amends Section 442.056, Health and Safety Code, as follows:

Sec. 442.056. RECIPIENT FORM. Requires a recipient, before accepting a donated prescription drug under Chapter 442 (Donation of Prescription Drugs), to sign a form prescribed by the Department of State Health Services stating certain information, including that the recipient acknowledges that if the donor is an individual, prescription drug manufacturer, or health care facility other than a pharmacy, the donor is not a pharmacist and the donor took ordinary care of the prescription drug.

SECTION 3. Effective date: September 1, 2023.