

By: Lujan, Guillen, Klick, Goldman, et al.

H.B. No. 3192

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the designation of fentanyl poisoning for purposes of  
3 the death certificate.

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

5 SECTION 1. Section 193.005, Health and Safety Code, is  
6 amended by adding Subsection (e-1) to read as follows:

7 (e-1) The medical certification on a death certificate must  
8 include the term "Fentanyl Poisoning" if:

9 (1) a toxicology examination reveals a controlled  
10 substance listed in Penalty Group 1-B present in the body of the  
11 decedent in an amount or concentration that is considered to be  
12 lethal by generally accepted scientific standards; and

13 (2) the results of an autopsy performed on the  
14 decedent are consistent with an opioid overdose as the cause of  
15 death.

16 SECTION 2. The change in law made by this Act applies only  
17 to a death that occurs on or after the effective date of this Act, or  
18 a death that occurs before that date but is discovered on or after  
19 the effective date of this Act.

20 SECTION 3. This Act takes effect September 1, 2023.