

## **BILL ANALYSIS**

Senate Research Center  
78R2625 MCK-D

S.B. 330  
By: Nelson  
Health & Human Services  
2/14/2003  
As Filed

### **DIGEST AND PURPOSE**

Currently, under the provisions of S.B. 11 passed in the 77th Legislature, state law is more restrictive than federal law regarding the conduct of medical research in Texas. S.B. 11 included provisions of the federal Health Insurance Portability and Accountability Act (HIPAA) regulation at the time of its passage. The Bush Administration altered the HIPAA regulation on March 27, 2002, and consequently state law became more restrictive than the federal law. As proposed, S.B. 330 would repeal two provisions of state law in order to bring Texas law back into concert with federal law.

### **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. Repealer: Sections 181.101(Compliance With Federal Regulations) and 181.102 (Information for Research), Health and Safety Code.

SECTION 2. Effective date: September 1, 2003.