1-1   By: Whitmire   S.B. No. 1235
1-2   (In the Senate - Filed March 11, 2015; March 17, 2015, read
1-3   first time and referred to Committee on Health and Human Services;
1-4   March 24, 2015, rereferred to Committee on Criminal Justice;
1-5   April 7, 2015, reported favorably by the following vote: Yeas 7,
1-6   Nays 0; April 7, 2015, sent to printer.)

1-7   COMMITTEE VOTE

1-8		Yea	Nay	Absent	PNV
1-9	Whitmire	X			
1-10	Huffman	X			
1-11	Burton	X			
1-12	Creighton	X			
1-13	Hinojosa	X			
1-14	Menéndez	X			
1-15	Perry	X			

1-16   A BILL TO BE ENTITLED
1-17   AN ACT
1-18   relating to defining the duties and to the penalties concerning
1-19   pain management clinics.
1-20   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-21   SECTION 1. Section 168.001, Occupations Code, is amended to
1-22   read as follows:
1-23   Sec. 168.001. DEFINITIONS [DEFINITION]. In this chapter:
1-24   (1) [In this chapter,] "Pain [pain] management clinic"
1-25   means a publicly or privately owned facility for which a majority of
1-26   patients are issued on a monthly basis a prescription for opioids,
1-27   benzodiazepines, barbiturates, or carisoprodol, but not including
1-28   suboxone.
1-29   (2) "Operator" means an owner, medical director, or
1-30   physician affiliated or associated with the pain management clinic
1-31   in any capacity. Each of these individuals is considered to be
1-32   operating at the pain management clinic.
1-33   SECTION 2. Section 168.201(d), Occupations Code, is amended
1-34   to read as follows:
1-35   (d) A person who owns or operates a pain management clinic
1-36   is engaged in the practice of medicine. This shall include, but is
1-37   not limited to, all supervision and delegation activities related
1-38   to the pain management clinic.
1-39   SECTION 3. Section 168.202(c), Occupations Code, is amended
1-40   by adding Subsection (c) to read as follows:
1-41   (c) A violation of this chapter is subject to criminal
1-42   prosecution under Section 165.152.
1-43   SECTION 4. This Act takes effect September 1, 2015.

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