

1-1 By: Metcalf (Senate Sponsor - Creighton) H.B. No. 1816
 1-2 (In the Senate - Received from the House May 12, 2017;
 1-3 May 12, 2017, read first time and referred to Committee on Natural
 1-4 Resources & Economic Development; May 18, 2017, reported
 1-5 adversely, with favorable Committee Substitute by the following
 1-6 vote: Yeas 11, Nays 0; May 18, 2017, 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	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR H.B. No. 1816 By: Zaffirini

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to the operation of medical supply transport vehicles
 1-24 during a declared state of disaster.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Chapter 546, Transportation Code, is amended by
 1-27 adding Subchapter C to read as follows:

1-28 SUBCHAPTER C. OPERATION OF MEDICAL SUPPLY TRANSPORT VEHICLES

1-29 Sec. 546.051. DEFINITIONS. In this subchapter:

1-30 (1) "Emergency care facility" means a health care
 1-31 facility, including a freestanding emergency medical care
 1-32 facility, hospital, temporary emergency clinic, and trauma
 1-33 facility, that provides emergency medical care.

1-34 (2) "Freestanding emergency medical care facility"
 1-35 means a facility licensed under Chapter 254, Health and Safety
 1-36 Code.

1-37 (3) "Medical supply distributor" means a person
 1-38 authorized to transport prescription drugs and other medical
 1-39 supplies to emergency care facilities or pharmacies.

1-40 (4) "Nursing home" means a facility licensed under
 1-41 Chapter 242, Health and Safety Code.

1-42 (5) "Pharmacy" has the meaning assigned by Section
 1-43 551.003, Occupations Code.

1-44 (6) "Trauma facility" has the meaning assigned by
 1-45 Section 773.003, Health and Safety Code.

1-46 Sec. 546.052. MEDICAL SUPPLY TRANSPORT VEHICLES DURING
 1-47 DECLARED DISASTER. (a) A vehicle used by a medical supply
 1-48 distributor to transport prescription drugs and other medical
 1-49 supplies to an emergency care facility, pharmacy, or nursing home
 1-50 located in an area declared a disaster area by the governor under
 1-51 Chapter 418, Government Code, may have access to highways, streets,
 1-52 and bridges as if the transport vehicle were an emergency vehicle if
 1-53 the transport vehicle will not negatively impact evacuation
 1-54 activities or any response or recovery activities in the disaster
 1-55 area.

1-56 (b) The Texas Division of Emergency Management shall
 1-57 establish procedures to assist medical supply distributors in
 1-58 accessing highways, streets, and bridges as authorized by
 1-59 Subsection (a).

1-60 (c) This section does not create a cause of action against a

2-1 law enforcement officer involved in assisting a medical supply
2-2 distributor under this section for any harm done to the distributor
2-3 resulting from that assistance.

2-4 SECTION 2. Not later than September 1, 2018, the Texas
2-5 Division of Emergency Management shall establish the procedures
2-6 required by Section 546.052(b), Transportation Code, as added by
2-7 this Act.

2-8 SECTION 3. This Act takes effect September 1, 2017.

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