

1-1 By: Hancock S.B. No. 922
1-2 (In the Senate - Filed January 24, 2025; February 13, 2025,
1-3 read first time and referred to Committee on Health & Human
1-4 Services; March 31, 2025, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; March 31, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
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 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the disclosure of certain medical information by
1-20 electronic means.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 159.006(d), Occupations Code, is amended
1-23 to read as follows:

1-24 (d) A physician shall provide the information requested
1-25 under this section:

1-26 (1) not later than the 15th business day after the date
1-27 of receipt of the written consent for release under Subsection (a)
1-28 or the written request under Subsection (c); and

1-29 (2) in accordance with Section 159.0062(b), if
1-30 applicable.

1-31 SECTION 2. Chapter 159, Occupations Code, is amended by
1-32 adding Section 159.0062 to read as follows:

1-33 Sec. 159.0062. SENSITIVE TEST RESULTS DISCLOSED BY
1-34 ELECTRONIC MEANS. (a) In this section:

1-35 (1) "Electronic health record" has the meaning
1-36 assigned by Section 525.0201, Government Code.

1-37 (2) "Electronic means" means publishing information
1-38 on a secure electronic network or Internet website, including a
1-39 secure online patient portal or health software application:

1-40 (A) that is accessible by an electronic device,
1-41 including a computer, mobile device, or tablet; and

1-42 (B) through which the patient or patient
1-43 representative has consented to receive the patient's billing or
1-44 medical records.

1-45 (3) "Patient representative" means a person described
1-46 by Sections 159.005(a)(2)-(4).

1-47 (4) "Sensitive test result" means a:

1-48 (A) pathology report or radiology report that has
1-49 a reasonable likelihood of showing a finding of malignancy; or

1-50 (B) test result that may reveal a genetic marker.

1-51 (b) Sensitive test results may not be disclosed to a patient
1-52 or patient representative by electronic means before the third day
1-53 after the date the sensitive test results are finalized.

1-54 (c) A person who administers or controls the electronic
1-55 health record of a patient is responsible for implementing
1-56 Subsection (b).

1-57 (d) A person is not subject to civil, criminal, or
1-58 administrative liability or professional disciplinary action for
1-59 failure to comply with Section 159.006(d)(2) or this section.

1-60 SECTION 3. Section 159.0062, Occupations Code, as added by
1-61 this Act, applies only to the disclosure of test results on or after

2-1 the effective date of this Act.

2-2 SECTION 4. Section 159.006, Occupations Code, as amended by
2-3 this Act, applies to a request for information under that section
2-4 made on or after the effective date of this Act. A request made
2-5 before the effective date of this Act is governed by the law in
2-6 effect on the date the request was made, and the former law is
2-7 continued in effect for that purpose.

2-8 SECTION 5. This Act takes effect September 1, 2025.

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