

- SUBJECT:** Reporting certain drug abuse data to the Texas State Board of Pharmacy
- COMMITTEE:** Criminal Jurisprudence — committee substitute recommended
- VOTE:** 7 ayes — Moody, Hunter, Canales, Gervin-Hawkins, Hefner, Lang, Wilson  
0 nays
- WITNESSES:** For — (*Registered, but did not testify:* Christine Yanas, Methodist Healthcare Ministries of South Texas; James Jones, San Antonio Police Department)  
Against — None  
On — (*Registered, but did not testify:* Allison Benz and Gay Dodson, Texas State Board of Pharmacy; Thomas Parkinson)
- BACKGROUND:** Observers note that with prescription drug abuse increasing, some individuals with addictions to certain drugs are prescribed those medications inadvertently by health care providers unaware of the patient's history of abuse.
- DIGEST:** CSHB 3189 would require judges to report a defendant's name and date of birth, as well as the names of the abused substances, to the Texas State Board of Pharmacy if a defendant received prescription drug abuse treatment:
- as a condition of community supervision in a substance abuse felony punishment facility or a facility or program approved or licensed by the Department of State Health Services as a result of a criminal sentence;
  - as a condition of participation in a specialty court; or
  - pursuant to a court-ordered chemical dependency treatment.

The information would be incorporated into an existing database used by

pharmacies to report prescriptions, except that courts also could transmit information to the board.

Law enforcement, health care, or investigative personnel in the furtherance of their official duties who currently have access to other prescription drug-related information reported to the board under the Texas Controlled Substances Act also would have access to information reported under the bill.

The bill would take effect September 1, 2017, and would apply only to offenses committed or orders entered on or after that date.