

Chapter 1231

AN ACT

relating to a study by the Texas Commission on Environmental Quality of methods for disposing of unused pharmaceuticals so that they do not enter a wastewater system.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. (a) In this section, "commission" means the Texas Commission on Environmental Quality.

(b) The commission shall study and make recommendations regarding the methods to be used by consumers, health care providers, and others for disposing of unused pharmaceuticals so that they do not enter a wastewater system. In conducting the study, the commission shall consider:

(1) the methods currently used in this state by consumers, health care providers, and others for that purpose;

(2) alternative methods used for that purpose, including the methods used in other states; and

(3) the effects on public health and the environment of the various methods used for that purpose.

(c) In conducting the study, the commission may solicit input from:

(1) the Health and Human Services Commission;

(2) the Department of Public Safety of the State of Texas;

(3) pharmaceutical manufacturers;

- 1                   (4)   pharmacies;
- 2                   (5)   health care providers, including home health care
- 3 providers;
- 4                   (6)   hospitals;
- 5                   (7)   clinics;
- 6                   (8)   long-term care facilities;
- 7                   (9)   entities that engage in medical waste processing
- 8 and handling;
- 9                   (10)   solid waste management service providers;
- 10                  (11)   local governments;
- 11                  (12)   ranchers and farmers;
- 12                  (13)   end users of medication;
- 13                  (14)   water utilities and other water suppliers;
- 14                  (15)   the United States Postal Service;
- 15                  (16)   the   United   States   Environmental   Protection
- 16 Agency; and
- 17                  (17)   any   other   entity   the   commission   considers
- 18 necessary.

19           (d)   Not later than December 1, 2010, the commission shall

20 submit a report of the results of the study to the legislature. The

21 report must include:

22                   (1)   the commission's recommendations regarding the

23 methods to be used by consumers, health care providers, and others

24 for disposing of unused pharmaceuticals so that they do not enter a

25 wastewater system; and

26                   (2)   an analysis of the feasibility of implementing the

27 recommended disposal methods on a statewide basis.

(e) This Act expires January 1, 2011.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

8da  
3me

S.B. No. 1757

David Newkum

President of the Senate

Jim Strawn

Speaker of the House

I hereby certify that S.B. No. 1757 passed the Senate on April 30, 2009, by the following vote: Yeas 31, Nays 0; May 29, 2009, Senate refused to concur in House amendment and requested appointment of Conference Committee; May 30, 2009, House granted request of the Senate; May 31, 2009, Senate adopted Conference Committee Report by the following vote: Yeas 31, Nays 0. \_\_\_\_\_

Datsy Saw

Secretary of the Senate

I hereby certify that S.B. No. 1757 passed the House, with amendment, on May 27, 2009, by the following vote: Yeas 147, Nays 1, one present not voting; May 30, 2009, House granted request of the Senate for appointment of Conference Committee; May 31, 2009, House adopted Conference Committee Report by the following vote: Yeas 141, Nays 0, two present not voting. \_\_\_\_\_

Robert Haney

Chief Clerk of the House

Approved:

19 JUN '09

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
2PM O'CLOCK

JUN 19 2009

Colby Hunter III