

By: Representative Upshaw

To: Universities and
Colleges; Public Health and
Human Services

HOUSE BILL NO. 407

1 AN ACT TO PROHIBIT LICENSED HOSPITALS AND STATE INSTITUTIONS
2 OF HIGHER LEARNING FROM SPONSORING OR CONDUCTING ANY NEW CLINICAL
3 TRIAL UNLESS THE RESULTS OF THE CLINICAL TRIAL WILL BE MADE
4 AVAILABLE TO THE PUBLIC AND REGISTERED WITH A WEBSITE DEVELOPED BY
5 THE NATIONAL INSTITUTES OF HEALTH; TO PROHIBIT THE INSTITUTIONAL
6 REVIEW BOARDS OF LICENSED HOSPITALS AND STATE INSTITUTIONS OF
7 HIGHER LEARNING FROM APPROVING ANY NEW CLINICAL TRIAL UNLESS THEY
8 HAVE DETERMINED THAT THE RESULTS OF THE CLINICAL TRIAL WILL BE
9 MADE PUBLIC AS REQUIRED BY THIS ACT; AND FOR RELATED PURPOSES.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

11 **SECTION 1.** (1) For the purposes of this section, "clinical
12 trial" means a research study in human volunteers to answer
13 specific health questions.

14 (2) Licensed hospitals and state institutions of higher
15 learning located in the state shall not sponsor or conduct any new
16 clinical trial on or after July 1, 2006, unless (a) the results of
17 the clinical trial will be made available to physicians, other
18 health care professionals and the public, and (b) the clinical
19 trial is registered with clinicaltrials.gov, or any successor
20 website developed by the United States National Institutes of
21 Health for the registration of clinical trials, and the results of
22 the clinical trial are submitted to that website.

23 (3) The institutional review boards of licensed hospitals
24 and state institutions of higher learning located in the state
25 shall not approve any new clinical trial to be conducted on or
26 after July 1, 2006, unless it has determined that the results of
27 the clinical trial will be made public as required by this
28 section.

29 **SECTION 2.** This act shall take effect and be in force from
30 and after July 1, 2006.