

By: Oliverson

H.B. No. 1424

A BILL TO BE ENTITLED

1 AN ACT
2 relating to a health care provider's right to object to
3 participation in a medical procedure that violates the provider's
4 ethical, moral, or religious beliefs.

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

6 SECTION 1. The heading to Chapter 103, Occupations Code, is
7 amended to read as follows:

8 CHAPTER 103. RIGHT TO OBJECT TO PARTICIPATION IN CERTAIN MEDICAL
9 PROCEDURES [~~ABORTION PROCEDURE~~]

10 SECTION 2. Sections 103.001 and 103.002, Occupations Code,
11 are amended to read as follows:

12 Sec. 103.001. RIGHT TO OBJECT. A physician, nurse, staff
13 member, or employee of a hospital or other health care facility who
14 objects to directly or indirectly performing or participating in an
15 abortion procedure or any other medical procedure on the grounds
16 that the procedure violates the physician's, nurse's, staff
17 member's, or employee's ethical, moral, or religious beliefs may
18 not be required to directly or indirectly perform or participate in
19 the procedure.

20 Sec. 103.002. DISCRIMINATION PROHIBITED. (a) A hospital or
21 health care facility may not discriminate against a physician,
22 nurse, staff member, or employee, or an applicant for one of those
23 positions, who refuses to directly or indirectly perform or
24 participate in:

1 (1) an abortion procedure; or

2 (2) any other medical procedure that violates the
3 physician's, nurse's, staff member's, employee's, or applicant's
4 ethical, moral, or religious beliefs.

5 (b) A hospital or health care facility may not discriminate
6 against a physician, nurse, staff member, or employee because of
7 the person's willingness or unwillingness to directly or indirectly
8 perform or participate in an abortion procedure or any other
9 medical procedure at another facility.

10 (c) An educational institution may not discriminate against
11 an applicant for admission or employment as a student, intern, or
12 resident because of the applicant's:

13 (1) attitude concerning abortion; or

14 (2) ethical, moral, or religious beliefs regarding any
15 other medical procedure.

16 SECTION 3. Chapter 103, Occupations Code, as amended by
17 this Act, applies only to an abortion or other medical procedure
18 performed on or after the effective date of this Act.

19 SECTION 4. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2021.