

By: Smith, Oliverson

H.B. No. 2380

Substitute the following for H.B. No. 2380:

By: Klick

C.S.H.B. No. 2380

A BILL TO BE ENTITLED

AN ACT

1
2 relating to participation by videoconference at informal
3 proceedings of the Texas Medical Board.

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

5 SECTION 1. Section 164.003, Occupations Code, is amended by
6 adding Subsection (c-1) to read as follows:

7 (c-1) A license holder may reply to the staff's presentation
8 and present facts under Subsection (c) by videoconference under
9 Section 164.0033.

10 SECTION 2. Subchapter A, Chapter 164, Occupations Code, is
11 amended by adding Section 164.0033 to read as follows:

12 Sec. 164.0033. APPEARANCE BY VIDEOCONFERENCE IN INFORMAL
13 PROCEEDINGS. (a) Notwithstanding any other law, and subject to
14 Section 164.003(b), the board may hold informal proceedings under
15 this chapter by videoconference or, if a respondent is unable to
16 participate by videoconference, by telephone conference call.

17 (b) The board may authorize the board's legal counsel, a
18 member of the board's staff, or any other person authorized or
19 required to participate in informal proceedings under this chapter
20 to participate by videoconference.

21 (c) The board shall adopt procedures for holding informal
22 proceedings by videoconference that ensure that each participant is
23 clearly visible and audible while that participant is speaking.

24 SECTION 3. Section 164.004, Occupations Code, is amended by

1 adding Subsection (c) to read as follows:

2 (c) A license holder's appearance at an informal meeting by
3 videoconference as provided by Section 164.0033 constitutes
4 personal appearance under this section.

5 SECTION 4. The changes in law made by this Act apply only to
6 informal proceedings under Chapter 164, Occupations Code, that
7 occur on or after the effective date of this Act.

8 SECTION 5. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2021.