

By: Campbell

S.B. No. 1086

A BILL TO BE ENTITLED

AN ACT

relating to the administration of the Texas Physician Health Program; authorizing a surcharge.

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

SECTION 1. Section 153.051(d), Occupations Code, is amended to read as follows:

(d) The board may not set, charge, collect, receive, or deposit any of the following fees in excess of:

- (1) \$900 for a license;
- (2) \$400 for a first registration permit;
- (3) \$200 for a temporary license;
- (4) \$400 for renewal of a registration permit;
- (5) \$200 for a physician-in-training permit;
- (6) \$600 for the processing of an application and the issuance of a registration for anesthesia in an outpatient setting;
- (7) \$200 for an endorsement to other state medical boards;
- (8) \$200 for a duplicate license;
- (9) \$700 for a reinstated license after cancellation for cause; or
- (10) \$15 [~~\$1,200~~] for a surcharge [~~an annual fee~~] under Section 153.053 to administer [~~167.011(c) for a program participant in~~] the Texas Physician Health Program, due at the time of license issuance and registration permit renewal.

1 SECTION 2. Subchapter B, Chapter 153, Occupations Code, is
2 amended by adding Section 153.053 to read as follows:

3 Sec. 153.053. SURCHARGE TO ADMINISTER TEXAS PHYSICIAN
4 HEALTH PROGRAM. (a) The board shall collect an additional
5 surcharge not to exceed \$15 for each of the following fees:

6 (1) first registration permit; and

7 (2) renewal of a registration permit.

8 (b) The board shall deposit each surcharge collected under
9 this section to the credit of the Texas physician health program
10 account. The Texas physician health program account is a special
11 account in the general revenue fund. Money in the special account
12 shall be appropriated only to the board to pay for administration of
13 the Texas Physician Health Program under Chapter 167, including
14 paying for an initial evaluation by the program's medical director
15 or the director's designee. Money in the special account may not be
16 used to pay for program participant costs incurred for monitoring
17 or for a program participant's own medical costs, including any
18 further required evaluations, primary treatment, or continuing
19 care.

20 SECTION 3. Section 167.011, Occupations Code, is repealed.

21 SECTION 4. Section 153.051, Occupations Code, as amended by
22 this Act, and Section 153.053, Occupations Code, as added by this
23 Act, apply to the initial issuance of a license or the renewal of a
24 registration permit under Subtitle B, Title 3, Occupations Code, on
25 or after September 1, 2023. A license initially issued or
26 registration permit renewed before September 1, 2023, is governed
27 by the law in effect immediately before the effective date of this

1 Act, and the former law is continued in effect for that purpose.

2 SECTION 5. This Act takes effect September 1, 2023.