

By: Hall

S.B. No. 120

A BILL TO BE ENTITLED

AN ACT

1
2 relating to health care services provided at a hospital by a
3 physician who is not a member of the hospital's medical staff and
4 the hospital's liability for health care services provided by such
5 a physician.

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

7 SECTION 1. Subchapter E, Chapter 241, Health and Safety
8 Code, is amended by adding Section 241.1013 to read as follows:

9 Sec. 241.1013. SERVICES PROVIDED BY PHYSICIAN NOT ON
10 MEDICAL STAFF; LIMIT ON HOSPITAL LIABILITY. (a) A hospital shall
11 grant a physician who is not a member of the hospital's medical
12 staff temporary privileges to the extent necessary to provide care
13 or treatment to a patient at the hospital if the patient requests
14 care or treatment from that physician and an established
15 patient-practitioner relationship exists between the patient and
16 that physician.

17 (b) Notwithstanding any other law, a hospital is not liable
18 to a patient or another person for damages resulting from the care
19 or treatment provided to the patient at the hospital by a physician
20 described by Subsection (a).

21 SECTION 2. Section 241.1013(b), Health and Safety Code, as
22 added by this Act, applies only to a cause of action that accrues on
23 or after the effective date of this Act.

24 SECTION 3. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2025.