

Amend CSSB 104 by adding a new SECTION ____ to the bill to read as follows:

SECTION ____ . Section 164.005(a), Occupations Code, is amended by amending Subsection (a) and adding new Subsections (i) and (ii) as follows:

(a) In this section, "formal complaint" means a written statement made by a credible person under oath that is filed and presented by a board representative charging a person with having committed an act that, if proven, could affect the legal rights or privileges of a license holder or other person under the board's jurisdiction. An investigation shall be initiated by a board representative:

1) upon receipt by the board of three expert reports filed pursuant to Art. 4590i, Sec. 13.01 detailing acts or failures to act falling below an acceptable standard of care; or

2) if a majority of panel members in Section 154.056(a)(6) find that an act or omission by a physician fell below an acceptable standard of care.