

By: Madden

H.B. No. 3091

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the requirement that a health care entity notify the
3 Texas State Board of Medical Examiners regarding the privileges or
4 membership of a physician.

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

6 SECTION 1. Chapter 160, Occupations Code, is amended by
7 adding Subchapter D to read as follows:

8 SUBCHAPTER D. REQUIREMENTS RELATING TO HEALTH CARE ENTITIES

9 Sec. 160.151. NOTICE TO BOARD. (a) A health care entity
10 shall provide notice to the board of:

11 (1) the suspension, revocation, or restriction of the
12 privileges or membership of a physician at the entity; or

13 (2) any agreement or settlement between a physician
14 and the entity that results in a limitation on the physician's
15 practice at the entity.

16 (b) A health care entity required to provide notice under
17 Subsection (a) shall provide the notice not later than the 10th day
18 after the date the change in the physician's privileges or
19 membership at the entity takes effect.

20 (c) On receipt of notice under this section, the board shall
21 conduct an investigation to determine whether to institute a
22 disciplinary action against the physician under Subchapter B,
23 Chapter 164.

24 SECTION 2. (a) This Act takes effect September 1, 2003.

1 (b) The change in law made by this Act applies to an action
2 taken by a health care entity, or a settlement or agreement between
3 a health care entity and a physician made, on or after the effective
4 date of this Act. An action taken by a health care entity, or a
5 settlement or agreement between a health care entity and a
6 physician made, before the effective date of this Act is governed by
7 the law in effect on the date the action was taken or the settlement
8 or agreement was made, and the former law is continued in effect for
9 that purpose.