

By: Nelson, et al.

S.B. No. 36

Substitute the following for S.B. No. 36:

By: Delisi

C.S.S.B. No. 36

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the examination of certain applicants for a license to  
3 practice medicine.

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

5 SECTION 1. Section 155.056, Occupations Code, is amended by  
6 adding Subsections (c) and (d) to read as follows:

7 (c) Notwithstanding Subsection (a), an applicant who, on  
8 September 1, 2005, held a physician-in-training permit issued under  
9 Section 155.105 or had an application for that permit pending  
10 before the board must pass each part of the examination within three  
11 attempts, except that, if the applicant has passed all but one part  
12 of the examination within three attempts, the applicant may take  
13 the remaining part of the examination one additional time.  
14 However, an applicant is considered to have satisfied the  
15 requirements of this subsection if the applicant:

16 (1) passed all but one part of the examination  
17 approved by the board within three attempts and passed the  
18 remaining part of the examination within six attempts;

19 (2) is specialty board certified by a specialty board  
20 that:

21 (A) is a member of the American Board of Medical  
22 Specialties; or

23 (B) is approved by the American Osteopathic  
24 Association; and

1           (3) has completed in this state an additional two  
2 years of postgraduate medical training approved by the board.

3           (d) The limitation on examination attempts by an applicant  
4 under Subsection (a) does not apply to an applicant who:

5           (1) is licensed and in good standing as a physician in  
6 another state;

7           (2) has been licensed for at least five years; and

8           (3) does not hold a medical license in the other state  
9 that has any restrictions, disciplinary orders, or probation.

10           SECTION 2. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2007.