

AN ACT

relating to faculty temporary licenses to practice medicine.

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

SECTION 1. Subsections (b), (e), (g), and (h), Section 155.104, Occupations Code, are amended to read as follows:

(b) The board may issue a faculty temporary license to practice medicine to a physician ~~[appointed by a medical school in this state]~~ as provided by this section. The physician:

(1) must hold a current medical license that is unrestricted and not subject to a disciplinary order or probation in another state or a Canadian province or have completed at least three years of postgraduate residency;

(2) may not hold a medical license in another state or a Canadian province that has any restrictions, disciplinary orders, or probation;

(3) must pass the Texas medical jurisprudence examination; and

(4) must hold a salaried faculty position equivalent to ~~[of]~~ at least the level of assistant professor and be working full-time at one of the following institutions:

(A) The University of Texas Medical Branch at Galveston;

(B) The University of Texas Southwestern Medical Center at Dallas;

(C) The University of Texas Health Science Center  
at Houston;

(D) The University of Texas Health Science Center  
at San Antonio;

(E) The University of Texas Health Center at  
Tyler;

(F) The University of Texas M. D. Anderson Cancer  
Center;

(G) Texas A&M University College of Medicine;

(H) the Schools of Medicine at Texas Tech  
University Health Sciences Center [~~School of Medicine~~];

(I) Baylor College of Medicine; [~~or~~]

(J) the University of North Texas Health Science  
Center at Fort Worth;

(K) an institutional sponsor of a graduate  
medical education program accredited by the Accreditation Council  
for Graduate Medical Education; or

(L) a nonprofit health corporation certified  
under Section 162.001 and affiliated with a program described by  
Paragraph (K).

(e) A physician holding a temporary license under  
Subsection (b) and the physician's institution [~~medical school~~]  
must file affidavits with the board affirming acceptance of the  
terms and limits imposed by the board on the medical activities of  
the physician.

(g) The holder of a temporary license issued under  
Subsection (b) is limited to the teaching confines of the applying

institution [~~medical school~~] as a part of the physician's duties and responsibilities assigned by the institution [~~school~~] and may not practice medicine outside of the setting of the institution [~~medical school~~] or an affiliate of the institution [~~medical school~~]. The physician may participate in the full activities of the department of any hospital for which the physician's institution [~~medical school~~] has full responsibility for clinical, patient care, and teaching activities.

(h) The application for a temporary license under Subsection (b) must be made by the chairman of the department of the institution [~~medical school~~] in which the physician teaches, or the person holding the equivalent position at the institution where the physician teaches, and must contain the information and documentation requested by the department. The application must be endorsed by the dean of the medical school or the president of the institution.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1225 passed the Senate on April 16, 2009, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 28, 2009, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1225 passed the House, with amendment, on May 19, 2009, by the following vote: Yeas 145, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor