

By: Deuell

S.B. No. 1206

A BILL TO BE ENTITLED

AN ACT

1
2 relating to medical care and health care services provided by a
3 health care professional in a licensed freestanding emergency
4 medical care facility.

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

6 SECTION 1. Subchapter A, Chapter 254, Health and Safety
7 Code, as added by Chapter 1273 (H.B. 1357), Acts of the 81st
8 Legislature, Regular Session, 2009, is amended by adding Section
9 254.002 to read as follows:

10 Sec. 254.002. APPLICABILITY OF CHAPTER; LIMITATION ON
11 RULEMAKING AUTHORITY. (a) This chapter may not be construed as
12 prohibiting a licensed health care professional from providing in
13 a freestanding emergency medical care facility licensed under this
14 chapter medical care or a health care service, including care or a
15 service that is considered emergency care under this chapter, that
16 is within the scope of the health care professional's license and is
17 authorized under other law.

18 (b) In adopting rules under Section 254.151(a), the
19 executive commissioner may not adopt a rule that conflicts with
20 Subsection (a).

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

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1 Act takes effect September 1, 2011.