

1-1 By: Rodriguez S.B. No. 338
 1-2 (In the Senate - Filed February 1, 2013; February 5, 2013,
 1-3 read first time and referred to Committee on State Affairs;
 1-4 April 29, 2013, reported favorably by the following vote:
 1-5 Yeas 8, Nays 0; April 29, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the liability of certain social workers who provide
 1-20 volunteer health care services to charitable organizations.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subdivision (5), Section 84.003, Civil Practice
 1-23 and Remedies Code, is amended to read as follows:

1-24 (5) "Volunteer health care provider" means an
 1-25 individual who voluntarily provides health care services without
 1-26 compensation or expectation of compensation and who is:

1-27 (A) an individual who is licensed to practice
 1-28 medicine under Subtitle B, Title 3, Occupations Code;

1-29 (B) a retired physician who is eligible to
 1-30 provide health care services, including a retired physician who is
 1-31 licensed but exempt from paying the required annual registration
 1-32 fee under Section 156.002, Occupations Code;

1-33 (C) a physician assistant licensed under Chapter
 1-34 204, Occupations Code, or a retired physician assistant who is
 1-35 eligible to provide health care services under the law of this
 1-36 state;

1-37 (D) a registered nurse, including an advanced
 1-38 nurse practitioner, or vocational nurse, licensed under Chapter
 1-39 301, Occupations Code, or a retired vocational nurse or registered
 1-40 nurse, including a retired advanced nurse practitioner, who is
 1-41 eligible to provide health care services under the law of this
 1-42 state;

1-43 (E) a pharmacist licensed under Subtitle J, Title
 1-44 3, Occupations Code, or a retired pharmacist who is eligible to
 1-45 provide health care services under the law of this state;

1-46 (F) a podiatrist licensed under Chapter 202,
 1-47 Occupations Code, or a retired podiatrist who is eligible to
 1-48 provide health care services under the law of this state;

1-49 (G) a dentist licensed under Subtitle D, Title 3,
 1-50 Occupations Code, or a retired dentist who is eligible to provide
 1-51 health care services under the law of this state;

1-52 (H) a dental hygienist licensed under Subtitle D,
 1-53 Title 3, Occupations Code, or a retired dental hygienist who is
 1-54 eligible to provide health care services under the law of this
 1-55 state;

1-56 (I) an optometrist or therapeutic optometrist
 1-57 licensed under Chapter 351, Occupations Code, or a retired
 1-58 optometrist or therapeutic optometrist who is eligible to provide
 1-59 health care services under the law of this state;

1-60 (J) a physical therapist or physical therapist
 1-61 assistant licensed under Chapter 453, Occupations Code, or a

2-1 retired physical therapist or physical therapist assistant who is
2-2 eligible to provide health care services under the law of this
2-3 state;

2-4 (K) an occupational therapist or occupational
2-5 therapy assistant licensed under Chapter 454, Occupations Code, or
2-6 a retired occupational therapist or occupational therapy assistant
2-7 who is eligible to provide health care services under the law of
2-8 this state; ~~[or]~~

2-9 (L) an audiologist, assistant in audiology,
2-10 speech-language pathologist, or assistant in speech-language
2-11 pathology licensed under Chapter 401, Occupations Code, or a
2-12 retired audiologist, assistant in audiology, speech-language
2-13 pathologist, or assistant in speech-language pathology who is
2-14 eligible to provide health care services under the laws of this
2-15 state; or

2-16 (M) a social worker licensed under Chapter 505,
2-17 Occupations Code, or a retired social worker who is eligible to
2-18 engage in the practice of social work under the law of this state.

2-19 SECTION 2. This Act applies only to a cause of action that
2-20 accrues on or after the effective date of this Act. A cause of
2-21 action that accrued before the effective date of this Act is
2-22 governed by the law applicable to the cause of action immediately
2-23 before the effective date of this Act, and that law is continued in
2-24 effect for that purpose.

2-25 SECTION 3. This Act takes effect September 1, 2013.

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