

By: Zerwas

H.B. No. 4008

A BILL TO BE ENTITLED

AN ACT

relating to procedures for complaints filed with the Texas Medical Board against physicians.

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

SECTION 1. Section 154.053(a), Occupations Code, is amended to read as follows:

(a) The board shall notify by personal delivery or certified mail a physician who is the subject of a complaint filed with the board that a complaint has been filed and shall provide ~~[notify]~~ the physician with a full copy ~~[of the nature]~~ of the complaint, without redaction, and a statement of the alleged violation in plain language ~~[unless the notice would jeopardize an investigation].~~

SECTION 2. Section 154.0561, Occupations Code, is amended by adding Subsections (e) and (f) to read as follows:

(e) The board shall deliver a copy of the preliminary and final reports, including any dissenting or minority report, to the physician who is the subject of the review.

(f) The name and medical credentials of each physician who files an expert report shall be provided to the physician who is the subject of the review.

SECTION 3. Not later than November 1, 2015, the Texas Medical Board shall adopt the rules required to implement the changes in law made by this Act.

SECTION 4. Sections 154.053 and 154.0561, Occupations Code,

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1 as amended by this Act, apply only to a complaint filed on or after
2 November 1, 2015. A complaint filed before that date is governed by
3 the law in effect on the date the complaint was filed, and the
4 former law is continued in effect for that purpose.

5 SECTION 5. This Act takes effect September 1, 2015.