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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Klick

1 Amend C.S.H.B. No. 1504 (house committee printing) by adding
2 the following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly.

4 SECTION _____. Subchapter B, Chapter 164, Occupations Code,
5 is amended by adding Section 164.0537 to read as follows:

6 Sec. 164.0537. PROHIBITED ACTS REGARDING ADVANCE
7 DIRECTIVES OR TREATMENT DECISIONS. (a) Except as provided by
8 Subsection (b), the board shall take appropriate disciplinary
9 action against and refuse to issue or renew the license or other
10 authorization to practice medicine of a physician who participates
11 in an ethics or medical committee meeting reviewing another
12 physician's refusal to honor a patient's advance directive or a
13 health care or treatment decision made by or on behalf of the
14 patient under Section 166.046, Health and Safety Code, and the
15 committee concludes that life-sustaining treatment is
16 inappropriate.

17 (b) Subsection (a) does not apply if, based on reasonable
18 medical judgment, the life-sustaining treatment requested by or on
19 behalf of the patient is:

20 (1) futile because the treatment is physiologically
21 ineffective in achieving the specific intended benefit to the
22 patient as intended by or on behalf of the patient; or

23 (2) medically inappropriate because providing the
24 treatment to the patient would clearly create a substantially
25 greater risk of causing or hastening the death of the patient than
26 would withholding or withdrawing the treatment.