By:  Buckingham S.B. No. 1882

(In the Senate - Filed March 7, 2019; March 18, 2019, read first time and referred to Committee on Business & Commerce; April 30, 2019, reported adversely, with favorable Committee Substitute by the following vote: Yeas 9, Nays 0; April 30, 2019, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Hancock              X

Nichols              X

Campbell             X

Creighton            X

Menéndez             X

Paxton               X

Schwertner           X

Whitmire             X

Zaffirini            X

COMMITTEE SUBSTITUTE FOR S.B. No. 1882 By:  Nichols

A BILL TO BE ENTITLED

AN ACT

relating to notice regarding voting by physicians at certain entities to authorize the differentiation of physicians based on maintenance of certification.

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

SECTION 1.  Subchapter E, Chapter 241, Health and Safety Code, is amended by adding Section 241.1011 to read as follows:

Sec. 241.1011.  HOSPITAL AUTHORITY TO DIFFERENTIATE BASED ON MAINTENANCE OF CERTIFICATION. An entity to which Section 151.0515, Occupations Code, applies violates this chapter if the entity does not comply with the requirements of Section 151.0515(c-1), Occupations Code, regarding the provision of written notice regarding the ability to vote on the entity's differentiation between physicians based on a physician's maintenance of certification.

SECTION 2.  Section 151.0515, Occupations Code, is amended by adding Subsection (c-1) to read as follows:

(c-1)  An entity described by Subsection (a) shall provide written notice to the voting physician members of the entity's organized medical staff of the process by which the members may vote on the entity's differentiation between physicians based on a physician's maintenance of certification. The notice must:

(1)  state that any vote must comply with the voting process provided by the bylaws of the entity's organized medical staff; and

(2)  be provided:

(A)  at least once each calendar year; and

(B)  in a form acceptable to the entity and the entity's organized medical staff.

SECTION 3.  This Act takes effect September 1, 2019.

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