

By: Oliverson, Davis of Harris,
Martinez Fischer

H.B. No. 3182

A BILL TO BE ENTITLED

AN ACT

relating to the status of certain medical residents and fellows as
governmental employees for purposes of the Texas Tort Claims Act.

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

SECTION 1. Subchapter A, Chapter 101, Civil Practice and
Remedies Code, is amended by adding Section 101.004 to read as
follows:

Sec. 101.004. STATUS OF MEDICAL RESIDENTS AND FELLOWS. For
purposes of this chapter, a resident or fellow in a graduate medical
training program for physicians that is sponsored by a governmental
unit, including a medical and dental unit, as defined by Section
61.003, Education Code, is considered to be an employee of a
governmental unit regardless of the method or source of payment of
the resident or fellow.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2019.