

By: Flores

H.B. No. 4884

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to prohibited discrimination by health care providers  
3 based on an individual's age, race, disability, immigration status,  
4 sex, sexual orientation, or gender identity or expression.

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

6 SECTION 1. Subchapter B, Chapter 531, Government Code, is  
7 amended by adding Section 531.0333 to read as follows:

8 Sec. 531.0333. PROHIBITED DISCRIMINATION BY HEALTH CARE  
9 PROVIDER BASED ON GENDER IDENTITY OR EXPRESSION. (a) In this  
10 section:

11 (1) "Disability" has the meaning assigned by Section  
12 21.002, Labor Code.

13 (2) "Gender identity or expression" means having or  
14 being perceived as having a gender-related identity, appearance,  
15 expression, or behavior, regardless of whether that identity,  
16 appearance, expression, or behavior is different from that commonly  
17 associated with the individual's actual or perceived sex.

18 (b) A health care provider may not refuse to provide health  
19 care services to a patient or enter into a contract for the  
20 provision of health care services to a patient solely because of a  
21 patient's age, race, disability, immigration status, sex, sexual  
22 orientation, or gender identity or expression.

23 (c) A health care provider that violates this section is not  
24 eligible to receive money from this state for services provided to

1 patients, including through the medical assistance program under  
2 Chapter 32, Human Resources Code, or through the child health plan  
3 program under Chapter 62, Health and Safety Code.

4         SECTION 2. If before implementing any provision of this Act  
5 a state agency determines that a waiver or authorization from a  
6 federal agency is necessary for implementation of that provision,  
7 the agency affected by the provision shall request the waiver or  
8 authorization and may delay implementing that provision until the  
9 waiver or authorization is granted.

10         SECTION 3. This Act takes effect September 1, 2023.