

By: Blanco

S.B. No. 1326

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a requirement that certain students, interns,  
3 residents, and fellows receiving a clinical education at public or  
4 nonprofit hospitals receive an annual comprehensive health  
5 examination.

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

7 SECTION 1. Section 312.004(d), Health and Safety Code, is  
8 amended to read as follows:

9 (d) Except as otherwise provided by this chapter, the [The]  
10 contracting parties may determine the terms of and the  
11 consideration for a contract authorized under this section.

12 SECTION 2. Chapter 312, Health and Safety Code, is amended  
13 by adding Section 312.0045 to read as follows:

14 Sec. 312.0045. REQUIRED CONTRACT PROVISION: HEALTH  
15 EXAMINATION. A contract under Section 312.004 must require each  
16 student, intern, resident, and fellow who is enrolled at a  
17 contracting medical or dental unit or supported medical or dental  
18 school and who is receiving a clinical education at a public or  
19 nonprofit hospital to undergo at least one comprehensive health  
20 examination each year. The public or nonprofit hospital at which  
21 the student, intern, resident, or fellow is receiving the clinical  
22 education must offer to provide the examination at no charge and  
23 provide the student, intern, resident, or fellow with a day off on  
24 which to receive the examination. A public or nonprofit hospital

1 may not reduce the amount of the compensation paid by the hospital  
2 to the student, intern, resident, or fellow, if any, for time off  
3 taken for the examination.

4           SECTION 3. The change in law made by this Act applies only  
5 to a contract entered into on or after the effective date of this  
6 Act. A contract entered into before the effective date of this Act  
7 is governed by the law in effect on the date the contract was  
8 entered into, and the former law is continued in effect for that  
9 purpose.

10           SECTION 4. This Act takes effect September 1, 2023.