

AN ACT

relating to licensing for certain health professions, including an expedited process for certain physicians specializing in psychiatry; authorizing a fee.

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

SECTION 1. Subchapter A, Chapter 155, Occupations Code, is amended by adding Section 155.010 to read as follows:

Sec. 155.010. EXPEDITED LICENSING PROCESS FOR PHYSICIANS SPECIALIZING IN PSYCHIATRY. (a) The board by rule shall create an expedited licensing process for an applicant who:

(1) holds an unrestricted license to practice medicine issued by another state;

(2) is board certified in psychiatry by the American Board of Psychiatry and Neurology or the American Osteopathic Board of Neurology and Psychiatry; and

(3) is not ineligible under Section 155.003(e).

(b) The expedited licensing process must include a procedure for the board to screen applications under this subtitle to determine whether an applicant would be eligible for the expedited licensing process under this section.

(c) The requirements for renewal of a registration permit for a license holder issued a license under this section may not be more stringent than the requirements for a license holder issued a license on a non-expedited basis.

1 (d) The board may establish a fee for the expedited process.

2 (e) This section expires January 1, 2022.

3 SECTION 2. Section 155.056, Occupations Code, is amended by
4 amending Subsection (a) and adding Subsection (a-1) to read as
5 follows:

6 (a) Except as provided by Subsection (a-1), an [An]
7 applicant must pass each part of an examination within three
8 attempts.

9 (a-1) The limit on the number of examination attempts under
10 Subsection (a) does not apply to the Texas medical jurisprudence
11 examination.

12 SECTION 3. Subchapter A, Chapter 156, Occupations Code, is
13 amended by adding Section 156.010 to read as follows:

14 Sec. 156.010. REFUSAL FOR VIOLATION OF BOARD ORDER. The
15 board may refuse to renew a registration permit issued under this
16 chapter if the license holder is in violation of a board order.

17 SECTION 4. The heading to Section 205.251, Occupations
18 Code, is amended to read as follows:

19 Sec. 205.251. [~~ANNUAL~~] RENEWAL REQUIRED.

20 SECTION 5. Section 205.251(a), Occupations Code, is amended
21 to read as follows:

22 (a) The medical board by rule shall provide for the annual
23 or biennial renewal of a license to practice acupuncture.

24 SECTION 6. Subchapter F, Chapter 205, Occupations Code, is
25 amended by adding Section 205.256 to read as follows:

26 Sec. 205.256. REFUSAL FOR VIOLATION OF BOARD ORDER. The
27 acupuncture board may refuse to renew a license issued under this

1 chapter if the license holder is in violation of an acupuncture
2 board order.

3 SECTION 7. Subchapter E, Chapter 206, Occupations Code, is
4 amended by adding Section 206.215 to read as follows:

5 Sec. 206.215. REFUSAL FOR VIOLATION OF BOARD ORDER. The
6 medical board may refuse to renew a license issued under this
7 chapter if the license holder is in violation of a medical board
8 order.

9 SECTION 8. Subchapter C, Chapter 601, Occupations Code, is
10 amended by adding Section 601.113 to read as follows:

11 Sec. 601.113. REFUSAL FOR VIOLATION OF BOARD ORDER. The
12 advisory board may refuse to renew a certificate issued under this
13 chapter if the certificate holder is in violation of an advisory
14 board order.

15 SECTION 9. Section 601.155, Occupations Code, is amended to
16 read as follows:

17 Sec. 601.155. STUDENTS. A person is not required to hold a
18 certificate issued under this chapter [~~or to comply with the~~
19 ~~registration requirements adopted under Section 601.252]~~ if the
20 person:

21 (1) is a student enrolled in a training program that
22 meets the minimum standards adopted under Section 601.201; and

23 (2) is performing a radiologic procedure in an
24 academic or clinical setting as part of the training program.

25 SECTION 10. Section 601.156, Occupations Code, is amended
26 to read as follows:

27 Sec. 601.156. PROCEDURE PERFORMED AS PART OF CONTINUING

1 EDUCATION PROGRAM. A person is not required to hold a certificate
2 issued under this chapter [~~or to comply with the registration~~
3 ~~requirements adopted under Section 601.252~~] if the person is:

4 (1) licensed or otherwise registered as a medical
5 radiologic technologist by another state, the American Registry of
6 Radiologic Technologists, the American Registry of Clinical
7 Radiography Technologists, or a professional organization or
8 association recognized by the advisory board;

9 (2) enrolled in a continuing education program that
10 meets the requirements adopted under Section 601.108; and

11 (3) performing a radiologic procedure as part of the
12 continuing education program for not more than 10 days.

13 SECTION 11. Section 601.203(b), Occupations Code, is
14 amended to read as follows:

15 (b) The following conditions are considered to be a hardship
16 for the purposes of Subsection (a):

17 (1) that the applicant:

18 (A) reports an inability to attract and retain
19 medical radiologic technologists; and

20 (B) is located in a county with a population of
21 less than 50,000;

22 (2) that the applicant is located at a great distance
23 from a school of medical radiologic technology;

24 (3) that there is a list of qualified persons who have
25 applied to a school of medical radiologic technology whose
26 admissions are pending because of a lack of faculty or space;

27 (4) that the school of medical radiologic technology

1 produces an insufficient number of graduates in medical radiologic
2 technology to meet the needs of the applicant; or

3 (5) any other criteria determined by advisory board
4 rule.

5 SECTION 12. Sections 601.252(c) and (d), Occupations Code,
6 are amended to read as follows:

7 (c) Rules adopted under this section by the State Board of
8 Dental Examiners must:

9 (1) require an authorized person who performs
10 radiologic procedures under the delegation of a dentist, other than
11 a registered nurse, to register with the dental board [~~agency that~~
12 ~~licenses the practitioner under whom the person performs radiologic~~
13 ~~procedures~~];

14 (2) establish reasonable and necessary fees to cover
15 the administrative costs incurred by the dental board [~~agency~~] in
16 administering a registration program created under this
17 subsection;

18 (3) establish grounds for the suspension, revocation,
19 or nonrenewal of a registration issued under this subsection; and

20 (4) establish standards, in addition to those required
21 by this chapter, for training and supervising the operators of the
22 equipment.

23 (d) In adopting rules under Subsection (c), the State Board
24 of Dental Examiners [~~an agency~~] may take into account whether the
25 radiologic procedure will be performed by a registered nurse.

26 SECTION 13. Subchapter E, Chapter 602, Occupations Code, is
27 amended by adding Section 602.214 to read as follows:

1 Sec. 602.214. REFUSAL FOR VIOLATION OF BOARD ORDER. The
2 medical board may refuse to renew a license issued under this
3 chapter if the license holder is in violation of a medical board
4 order.

5 SECTION 14. Section 603.252(a), Occupations Code, is
6 amended to read as follows:

7 (a) An applicant for a perfusionist license must submit an
8 [a-sworn] application accompanied by the application fee.

9 SECTION 15. Subchapter G, Chapter 603, Occupations Code, is
10 amended by adding Section 603.306 to read as follows:

11 Sec. 603.306. REFUSAL FOR VIOLATION OF BOARD ORDER. The
12 medical board may refuse to renew a license issued under this
13 chapter if the license holder is in violation of a medical board
14 order.

15 SECTION 16. Subchapter D, Chapter 604, Occupations Code, is
16 amended by adding Section 604.158 to read as follows:

17 Sec. 604.158. REFUSAL FOR VIOLATION OF BOARD ORDER. The
18 advisory board may refuse to renew a certificate or temporary
19 permit issued under this chapter if the certificate or permit
20 holder is in violation of an advisory board order.

21 SECTION 17. The Texas Medical Board shall create and
22 implement the expedited licensing process under Section 155.010,
23 Occupations Code, as added by this Act, not later than January 1,
24 2018.

25 SECTION 18. This Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 674 passed the Senate on March 20, 2017, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 26, 2017, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 674 passed the House, with amendment, on May 23, 2017, by the following vote: Yeas 145, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor