

1-1 By: Price, et al. (Senate Sponsor - Perry) H.B. No. 871  
 1-2 (In the Senate - Received from the House April 23, 2019;  
 1-3 April 24, 2019, read first time and referred to Committee on Health  
 1-4 & Human Services; May 10, 2019, reported favorably by the following  
 1-5 vote: Yeas 8, Nays 0; May 10, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to use of telemedicine medical service by certain trauma  
 1-20 facilities.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-22 SECTION 1. Subchapter E, Chapter 773, Health and Safety  
 1-23 Code, is amended by adding Section 773.1151 to read as follows:

1-24 Sec. 773.1151. USE OF TELEMEDICINE MEDICAL SERVICE BY  
 1-25 CERTAIN TRAUMA FACILITIES. (a) In this section, "telemedicine  
 1-26 medical service" has the meaning assigned by Section 111.001,  
 1-27 Occupations Code.

1-28 (b) A health care facility located in a county with a  
 1-29 population of less than 30,000 may satisfy a Level IV trauma  
 1-30 facility designation requirement relating to physicians through  
 1-31 the use of telemedicine medical service in which an on-call  
 1-32 physician who has special competence in the care of critically  
 1-33 injured patients provides patient assessment, diagnosis,  
 1-34 consultation, or treatment or transfers medical data to a  
 1-35 physician, advanced practice registered nurse, or physician  
 1-36 assistant located at the facility.

1-37 (c) In establishing the requirements for designating a  
 1-38 facility as a Level IV trauma facility, the executive commissioner  
 1-39 may not adopt rules that:

1-40 (1) require the physical presence or physical  
 1-41 availability of a physician who has special competence in the care  
 1-42 of critically injured patients; or

1-43 (2) prohibit the use of telemedicine medical service  
 1-44 that meets the requirements of Subsection (b).

1-45 SECTION 2. The executive commissioner of the Health and  
 1-46 Human Services Commission shall adopt rules to implement Section  
 1-47 773.1151, Health and Safety Code, as added by this Act, not later  
 1-48 than December 1, 2019.

1-49 SECTION 3. Notwithstanding Section 773.1151, Health and  
 1-50 Safety Code, as added by this Act, a health care facility located in  
 1-51 a county with a population of less than 30,000 may use telemedicine  
 1-52 medical service to satisfy a Level IV trauma facility designation  
 1-53 requirement only on or after January 1, 2020.

1-54 SECTION 4. This Act takes effect September 1, 2019.

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