

1-1 By: Buckingham S.B. No. 1378  
1-2 (In the Senate - Filed March 1, 2019; March 14, 2019, read  
1-3 first time and referred to Committee on Higher Education;  
1-4 April 4, 2019, reported favorably by the following vote: Yeas 9,  
1-5 Nays 0; April 4, 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 meeting the graduate medical education needs of medical  
1-20 degree programs offered or proposed by public institutions of  
1-21 higher education.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 61.05122, Education Code, is amended by  
1-24 amending Subsections (b) and (d) and adding Subsections (b-1) and  
1-25 (d-1) to read as follows:

1-26 (b) As soon as practicable after an institution of higher  
1-27 education completes preliminary planning for a new doctor of  
1-28 medicine (M.D.) or doctor of osteopathic medicine (D.O.) degree  
1-29 program, the institution promptly shall provide to the board a  
1-30 specific plan regarding the addition of first-year residency  
1-31 positions for the graduate medical education program to be offered  
1-32 in connection with the ~~new~~ degree program. The plan must propose  
1-33 an increase in the number of those first-year residency positions  
1-34 that, when combined with the total number of existing first-year  
1-35 residency positions in this state, will be sufficient to reasonably  
1-36 accommodate the number of anticipated graduates from all doctor of  
1-37 medicine (M.D.) or doctor of osteopathic medicine (D.O.) degree  
1-38 programs that are offered in this state, including the degree  
1-39 program proposed by the institution, and to provide adequate  
1-40 opportunity for those graduates to remain in this state for the  
1-41 clinical portion of their education.

1-42 (b-1) If in its preliminary planning the institution  
1-43 establishes a long-term targeted maximum individual enrollment  
1-44 class size that differs from its proposed initial maximum  
1-45 individual enrollment class size, the institution's plan under  
1-46 Subsection (b) must include a proposed increase in the number of  
1-47 first-year residency positions over time that will be sufficient to  
1-48 accommodate, in accordance with the requirements of that  
1-49 subsection, the institution's planned increase or increases in  
1-50 maximum individual enrollment class size.

1-51 (d) An institution's projected increase in first-year  
1-52 residency positions is presumed to be sufficient in its plan if,  
1-53 considering both the institution's proposed initial maximum  
1-54 individual enrollment class size and any projected growth in that  
1-55 class size, the increase will achieve the purposes of this section  
1-56 with respect to all graduates from degree programs described by  
1-57 this section that are offered or will be offered by the institution.

1-58 (d-1) Any institution that experiences substantial growth  
1-59 in an individual enrollment class size after the approval of its  
1-60 plan promptly shall provide to the board an updated plan that  
1-61 complies with Subsection (b) based on the institution's actual

2-1 maximum individual enrollment class size and, if the institution  
2-2 anticipates continued substantial growth, based on the  
2-3 institution's targeted maximum individual enrollment class size.  
2-4 The board shall adopt rules that clearly define what constitutes a  
2-5 substantial growth in class size for an institution subject to this  
2-6 section.

2-7 SECTION 2. This Act takes effect immediately if it receives  
2-8 a vote of two-thirds of all the members elected to each house, as  
2-9 provided by Section 39, Article III, Texas Constitution. If this  
2-10 Act does not receive the vote necessary for immediate effect, this  
2-11 Act takes effect September 1, 2019.

2-12

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