

1-1 By: Campbell S.B. No. 1086
 1-2 (In the Senate - Filed February 22, 2023; March 9, 2023,
 1-3 read first time and referred to Committee on Health & Human
 1-4 Services; April 6, 2023, reported favorably by the following vote:
 1-5 Yeas 9, Nays 0; April 6, 2023, 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 the administration of the Texas Physician Health
 1-20 Program; authorizing a surcharge.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 153.051(d), Occupations Code, is amended
 1-23 to read as follows:

1-24 (d) The board may not set, charge, collect, receive, or
 1-25 deposit any of the following fees in excess of:

- 1-26 (1) \$900 for a license;
- 1-27 (2) \$400 for a first registration permit;
- 1-28 (3) \$200 for a temporary license;
- 1-29 (4) \$400 for renewal of a registration permit;
- 1-30 (5) \$200 for a physician-in-training permit;
- 1-31 (6) \$600 for the processing of an application and the
 1-32 issuance of a registration for anesthesia in an outpatient setting;
- 1-33 (7) \$200 for an endorsement to other state medical
 1-34 boards;
- 1-35 (8) \$200 for a duplicate license;
- 1-36 (9) \$700 for a reinstated license after cancellation
 1-37 for cause; or
- 1-38 (10) \$15 [~~\$1,200~~] for a surcharge [~~an annual fee~~]
 1-39 under Section 153.053 to administer [~~167.011(c) for a program~~
 1-40 ~~participant in~~] the Texas Physician Health Program, due at the time
 1-41 of license issuance and registration permit renewal.

1-42 SECTION 2. Subchapter B, Chapter 153, Occupations Code, is
 1-43 amended by adding Section 153.053 to read as follows:

1-44 Sec. 153.053. SURCHARGE TO ADMINISTER TEXAS PHYSICIAN
 1-45 HEALTH PROGRAM. (a) The board shall collect an additional
 1-46 surcharge not to exceed \$15 for each of the following fees:

- 1-47 (1) first registration permit; and
- 1-48 (2) renewal of a registration permit.

1-49 (b) The board shall deposit each surcharge collected under
 1-50 this section to the credit of the Texas physician health program
 1-51 account. The Texas physician health program account is a special
 1-52 account in the general revenue fund. Money in the special account
 1-53 shall be appropriated only to the board to pay for administration of
 1-54 the Texas Physician Health Program under Chapter 167, including
 1-55 paying for an initial evaluation by the program's medical director
 1-56 or the director's designee. Money in the special account may not be
 1-57 used to pay for program participant costs incurred for monitoring
 1-58 or for a program participant's own medical costs, including any
 1-59 further required evaluations, primary treatment, or continuing
 1-60 care.

1-61 SECTION 3. Section 167.011, Occupations Code, is repealed.

2-1 SECTION 4. Section 153.051, Occupations Code, as amended by
2-2 this Act, and Section 153.053, Occupations Code, as added by this
2-3 Act, apply to the initial issuance of a license or the renewal of a
2-4 registration permit under Subtitle B, Title 3, Occupations Code, on
2-5 or after September 1, 2023. A license initially issued or
2-6 registration permit renewed before September 1, 2023, is governed
2-7 by the law in effect immediately before the effective date of this
2-8 Act, and the former law is continued in effect for that purpose.

2-9 SECTION 5. This Act takes effect September 1, 2023.

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