

1-1 By: Hall S.B. No. 2207
1-2 (In the Senate - Filed March 11, 2025; March 25, 2025, read
1-3 first time and referred to Committee on Health & Human Services;
1-4 April 14, 2025, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; April 14, 2025, sent to printer.)

1-6	COMMITTEE VOTE				
1-7		Yea	Nay	Absent	PNV
1-8	Kolkhorst	X			
1-9	Perry	X			
1-10	Blanco	X			
1-11	Cook	X			
1-12	Hall	X			
1-13	Hancock	X			
1-14	Hughes	X			
1-15	Miles	X			
1-16	Sparks	X			

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

1-19 relating to prohibiting the Texas Medical Board from regulating
1-20 certain physician advertising.

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

1-22 SECTION 1. Section 153.002, Occupations Code, is amended by
1-23 adding Subsections (c) and (d) to read as follows:

1-24 (c) Notwithstanding Subsection (a), the board may not adopt
1-25 rules that regulate the advertising of physicians as "board
1-26 certified" if the physician:

1-27 (1) was initially certified by:

1-28 (A) a medical specialty member board of the
1-29 American Board of Medical Specialties;

1-30 (B) a medical specialty member board of the
1-31 American Osteopathic Association Bureau of Osteopathic
1-32 Specialists;

1-33 (C) the American Board of Oral and Maxillofacial
1-34 Surgery; or

1-35 (D) any other certifying organization if the
1-36 organization submits to the board documentation that the certifying
1-37 organization:

1-38 (i) has certification requirements that are
1-39 substantially equivalent to the requirements of the medical
1-40 specialty member boards under Paragraph (A) or (B);

1-41 (ii) requires members to complete an
1-42 examination that has been psychometrically evaluated for
1-43 validation and administered by a testing organization that tests
1-44 knowledge and skills in the applicable specialty or subspecialty;

1-45 (iii) requires members to have successfully
1-46 completed postgraduate training accredited by the Accreditation
1-47 Council for Graduate Medical Education or the American Osteopathic
1-48 Association in the applicable specialty or subspecialty;

1-49 (iv) uses appropriate peer-review
1-50 processes;

1-51 (v) has a total membership of at least 100
1-52 licensed members, fellows, diplomates, or certificate holders from
1-53 at least one-third of the states in the United States;

1-54 (vi) is exempt from the payment of federal
1-55 income taxes under Section 501(a), Internal Revenue Code of 1986,
1-56 by being listed as an exempt entity under Section 501(c) of that
1-57 code; and

1-58 (vii) has a permanent headquarters and
1-59 staff; and

1-60 (2) in the advertising identifies the certifying
1-61 organization by which the physician is certified.

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