

BILL ANALYSIS

Senate Research Center
78R8574 YDB-D

C.S.S.B. 558
By: Madla/Shapleigh
International Relations and Trade
3/14/2003
Committee Report (Substituted)

DIGEST AND PURPOSE

Currently, Texas law allows the Texas Department of Health to apply for a federal waiver allowing foreign physicians to stay in the U.S. after completing their education if they agree to work in a medically underserved area. However, the program is limited to Cameron, Hidalgo, Starr, and Willacy counties. This prevents other medically underserved counties in Texas from benefitting from the expertise of a medical professional in their community. C.S.S.B. 558 expands the program to all medically underserved and health professional shortage areas in Texas. C.S.S.B. 558 also specifies that the physician must plan to practice medicine in the area, rather than accept a job in the area.

RULEMAKING AUTHORITY

Rulemaking authority already granted to the Texas Board of Health is modified in SECTION 2 (Section 155.1025, Occupations Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 12B, Health and Safety Code, by adding Section 12.0127, as follows:

Sec. 12.0127. IMMIGRATION VISA WAIVERS FOR PHYSICIANS. Authorizes the Texas Department of Health to request a waiver of the foreign country residence requirement for a qualified alien physician who agrees to practice in a medically underserved or health professional shortage area that has a current shortage of physicians, in accordance with and under exceptions provided by 8 U.S.C. Sections 1182(e) and 1184(1).

SECTION 2. Amends Section 155.1025(a) to specify that to be acceptable, a rural area must be determined to be so by the Office of Rural Community Affairs, rather than the Center for Rural Health Initiatives, and that the applicant must intend to practice medicine in the area, rather than accept a job. Deletes text referring to required affiliation with a university-sponsored program. Makes a conforming change.

SECTION 3. Repealer: Section 51.949, Education Code (Immigration Visa Waivers for Faculty Physicians).

SECTION 4. Effective date: September 1, 2003.

SUMMARY OF COMMITTEE CHANGES

Differs from the original in SECTION 1 by removing proposed text referring to the receipt of an application from a foreign applicant for the expedited processing of a license.