

**REFERENCE COMMITTEE ON
FINANCIAL AND ORGANIZATIONAL AFFAIRS**

May 2019

1 The Reference Committee on Financial and Organizational Affairs, having met on Friday, May 17, 2019,
2 with all members present, submits the following report:

- 3
4 (1) TMA President Report 1 – Nominations for Board of Governors, Texas Medical Liability Trust

5
6 RECOMMENDATION:

7
8 Madam Speaker, your reference committee recommends that the recommendation in President’s
9 Report 1 be adopted.

10
11 This report recommends approval of Dr. Luis M. Benavides, as a nominee of the TMLT Board of
12 Governors, to be placed before TMLT policyholders for election.

- 13
14 (2) Board of Councilors Report 4 – Emeritus Nominations

15
16 RECOMMENDATION:

17
18 Madam Speaker, your reference committee recommends that the recommendations in Board of
19 Councilors Report 4 be adopted.

20
21 This report recommends that the TMA House of Delegates elect Mary C. Spalding, MD, and
22 Josie Williams, MD, to emeritus membership in the Texas Medical Association.

23
24 Your reference committee heard testimony in support of BOC Report 4.

- 25
26 (3) Board of Councilors Report 5 – Honorary Nominations

27
28 RECOMMENDATION:

29
30 Madam Speaker, your reference committee recommends that the recommendation in Board of
31 Councilors Report 5 be adopted.

32
33 This report recommends that the TMA House of Delegates elect Richard M. Holt, MD; Wesley
34 Stafford, MD; Jane Stafford, MD; Harris M. Hauser, MD; Milton Altschuler, MD; and John D.
35 Milam, MD, to honorary membership in the Texas Medical Association.

36
37 Your reference committee heard testimony in support of BOC Report 5.

- 38
39 (4) Board of Councilors Report 6 – Sunset Policy Review

40
41 RECOMMENDATION:

42
43 Madam Speaker, your reference committee recommends that the recommendations in Board of
44 Councilors Report 6 be adopted.

45
46 This report recommends that: (1) Policies 245.010, 160.019, and 160.012 be retained; (2) policies
47 195.029 and 105.017 be deleted; and (3) policy 165.004 be retained as amended.

48
49 Your reference committee heard testimony in support of BOC Report 6.

1 (5) Board of Trustees Report 14 – Inactive County Medical Societies

2
3 RECOMMENDATION:

4
5 Madam Speaker, your reference committee recommends that the recommendations in Board of
6 Trustees Report 14 be adopted.

7
8 This report recommends that the Texas Medical Association: (1) define an active county medical
9 society as one that provides the following annually: (a) a list of the reporting year's elected
10 officers and delegates with their terms of office; (b) a list of the reporting year's meetings with
11 attendance noted; (c) confirmation of the county medical society annual membership dues rate;
12 and (d) evidence of filing county medical society annual federal nonprofit tax returns, such as IRS
13 Form 990; (2) allow county medical societies with 50 or fewer members to reduce the number of
14 required officers to three: president, president-elect, and secretary/treasurer; and (3) refer Board
15 of Trustees Report 14-A-19 to the Council on Constitution and Bylaws for recommended bylaws
16 amendments to implement recommendations 1 and 2.

17
18 Your reference committee heard testimony in support of BOT Report 14.

19
20 (6) Board of Trustees Report 15 – Sunset Policy Review

21
22 RECOMMENDATION:

23
24 Madam Speaker, your reference committee recommends that the recommendation in Board of
25 Trustees Report 15 be adopted.

26
27 This report recommends that policies 105.018 and 160.018 be retained.

28
29 Your reference committee heard testimony in support of BOT Report 15.

30
31 (7) Council on Constitution and Bylaws Report 1 – Inactive Specialty Societies

32
33 RECOMMENDATION:

34
35 Madam Speaker, your reference committee recommends that the recommendation in Constitution
36 and Bylaws Report 1 be adopted.

37
38 This report recommends that TMA amend TMA Bylaws Chapter 3, House of Delegates, Section
39 3.20, Composition, Subsection 3.227, Specialty societies qualifying for delegate representation
40 and renumber the listing accordingly

41
42 Your reference committee heard testimony in support of CCB Report 1.

43
44 (8) Committee on Membership Report 2 – Women in Medicine Section
45 Council on Socioeconomics Report 3 – Gender Disparities in Physician Compensation
46 Resolution 112 – Equal Pay for Equal Work

47
48 RECOMMENDATION A:

49
50 Madam Speaker, your reference committee recommends that Resolution 112 be amended by
51 substitution as follows:

1 RESOLVED, That the Texas Medical Association adopt policy to oppose discrimination in
2 physician compensation and promote the principle of equal pay for equal work; and be it further

3
4 RESOLVED, That TMA create: (1) implicit bias training for all physicians and (2) an education
5 campaign to unify TMA around improving conditions for women physicians; and be it further

6
7 RESOLVED, That TMA policy containing references to “sex” or “gender” reflect proper usage
8 of the words. The *AMA Journal of Ethics* suggests “sex” be used when referencing the biological
9 differences between males and females and “gender” be used when referencing the complex
10 psychosocial self-perceptions, attitudes, and expectations people have about members of both
11 sexes; and be it further

12
13 RESOLVED, That TMA establish a Women in Medicine Section whose purpose is to: (1)
14 strengthen engagement and representation of female physicians in organized medicine through
15 the development of relevant policy, programming, and services, and (2) closely monitor gender
16 equity in medicine; and be it further

17
18 RESOLVED, That TMA Bylaws, Chapter 3, House of Delegates, Section 3.25, Sections, be
19 amended as follows:

20
21 **3.25 Sections**

22 **3.255 Women in Medicine Section:** The House of Delegates shall have a section named
23 the Women in Medicine Section. Any TMA physician member may become a member of
24 the section, and female physicians who are TMA members are members of the section
25 automatically. The section shall have the authority to elect one voting delegate to serve in
26 the House of Delegates. The section shall elect an alternate delegate who may serve as
27 provided in 3.32. The section will be directed by an elected governing council and
28 governed by operating procedures approved by the House of Delegates. The operating
29 procedures shall provide the purposes, organization, and procedures of the Women in
30 Medicine Section.

31
32 **RECOMMENDATION B:**

33
34 Madam Speaker, your reference committee recommends that amended Resolution 112 be adopted
35 in lieu of Committee on Membership Report 2 and Council on Socioeconomics Report 3.

36
37 This resolution and two reports requested actions on issues related to gender equity and better
38 service to and representation of women in medicine. Testimony received was supportive of all
39 three items. Your reference committee felt that a revised resolution best captured the sentiments
40 of all three items.

- 41
42 (9) Committee on Physician Health and Wellness Report 1 – Policy Review and Amendment to
43 Committee Charge

44
45 **RECOMMENDATION:**

46
47 Madam Speaker, your reference committee recommends that the recommendations in Committee
48 on Physician Health and Wellness Report 1 be adopted.
49 This report recommends that:

- 50
51 (1) Policy 95.014 be deleted, and (2) TMA Bylaws Section 10.621 be amended as follows:

1 **10.621 Committee on Physician Health and Wellness.** It shall be the duty of this
2 committee to promote healthy lifestyles in Texas to medical students, residents, and
3 physicians; to provide advocacy and support for and education on physician wellness;
4 and to promote prevention of potentially impairing conditions. ~~And to identify, strongly~~
5 ~~urge evaluation and treatment of, and review rehabilitation provided to physicians with~~
6 ~~potentially impairing conditions and impairments.~~ The committee shall be required to
7 report its activities to the Board of Councilors. The committee shall maintain liaison with
8 the Texas Medical Board and the Texas Physician Health Program. The committee shall
9 be responsible also for making recommendations to the Council on Legislation in
10 instances where there are needed changes in the laws relative to physician wellness and
11 potentially impairing conditions. ~~The committee shall provide responsible advocacy and~~
12 ~~support, provide education and physician health and wellness topics, and promote~~
13 ~~prevention of potentially impairing conditions.~~

14
15 Your reference committee heard testimony in support of Physician Health and Wellness Report 1.

16
17 (10) Committee on Physician Health and Wellness Report 2 – Sunset Policy Review

18
19 RECOMMENDATION:

20
21 Madam Speaker, your reference committee recommends that the recommendation in Committee
22 on Physician Health and Wellness Report 2 be adopted.

23
24 This report recommends that policy 265.019 be retained.

25
26 Your reference committee heard testimony in support of Physician Health and Wellness Report 2.

27
28 (11) Patient-Physician Advocacy Committee Report 2 – Sunset Policy Review

29
30 RECOMMENDATION:

31
32 Madam Speaker, your reference committee recommends that the recommendation in Patient-
33 Physician Advocacy Committee Report 2 be adopted.

34
35 This report recommends that policy 245.009 be retained.

36
37 (12) Council on Practice Management Services Report 1 – Patient-Centered Medical Responsibilities,
38 Resolution 101-A-18

39
40 RECOMMENDATION A:

41
42 Madam Speaker, your reference committee recommends that the recommendation in Council on
43 Practice Management Services Report 1 be amended.

44
45
46 RESOLVED, That the Texas Medical Association support a patient-centered medical
47 record checkup campaign encouraging individuals to ensure they have an up-to-date
48 medical record summary ~~in the month of May~~ that is accessible in a disaster; and be it
49 further
50

1 RESOLVED, That the Texas Medical Association applaud House Concurrent Resolution
2 No. 143, designating May 1 as Texans Medical Record Checkup Day, adopted by the 86th
3 Texas House of Representatives support a legislative proclamation each May encouraging
4 individuals to have access to or possess an accurate summary of their medical record in
5 the event of a disaster.

6
7 RECOMMENDATION B:

8
9 Madam Speaker, your reference committee recommends that Resolution 101-A-18 be adopted as
10 amended.

11
12 Your reference committee heard testimony in support of this report. Additional testimony
13 indicated that the 86th Texas Legislature has already addressed this issue of designating an official
14 day to promote a patient-centered medical record checkup.

- 15
16 (13) Council on Practice Management Services Report 3 – Establish a Standing Committee on Health
17 Information Technology

18
19 RECOMMENDATION:

20
21 Madam Speaker, your reference committee recommends that the recommendations in Council on
22 Practice Management Services Report 3 be adopted.

23
24 This report recommends that:

25
26 (1) TMA establish a standing Committee on Health Information Technology, and

27
28 (2) TMA Bylaws Chapter 10, Committees, Section 10.52 be amended to include a new section for
29 the Council on Practice Management Services, with a new subsection, 10.521, Committee on
30 Health Information Technology to read as follows, and the remainder of the chapter be
31 renumbered accordingly:

32
33 ~~10.52 Committee on Science and Public Health.~~ **Council on Practice Management**
34 **Services**

35
36 ~~10.521 Committee on Cancer.~~ **Committee on Health Information Technology:** The
37 purpose of this committee shall be to (1) Promote the safe and effective use of technology
38 that supports practice efficiency, quality improvement activities, and management of
39 population health; (2) monitor and influence state and federal laws, regulations, and
40 programs impacting physician and patient use of technology; (3) develop association
41 policy related to health technology; (4) collaborate with other professional organizations
42 and governmental agencies working on health technology issues and serve as the
43 association’s voice and advocate; and (5) oversee development of health information
44 technology education and resources for physicians.

45
46 Your reference committee heard testimony in support of Practice Management Services Report 3.

- 1 (14) Council on Socioeconomics Report 4 – Establishing a Standing Committee on Medicaid, CHIP,
2 and the Uninsured

3
4 RECOMMENDATION A:

5
6 Madam Speaker, your reference committee recommends that the recommendations in Council on
7 Socioeconomics Report 4 be amended.

8
9 (1) That the select committee on Medicaid, CHIP, and the Uninsured be made a standing
10 committee called the Committee on Medicaid, CHIP, and the Uninsured, reporting to the Council
11 on Socioeconomics.

12
13 (2) That the number of members of the committee initially be set at 15 to allow broad
14 representation to address the programs and activities of the committee.

15
16 (3) That TMA Bylaws Chapter 10, Committees, Section 10.53 be amended to include a new
17 subsection, 10.531, Committee on Medicaid, CHIP, and the Uninsured to read as follows, and to
18 renumber the remainder of the chapter accordingly:

19
20 10.531 Committee on Medicaid, CHIP, and the Uninsured. The committee shall: (1)
21 research and formulate TMA policy on Medicaid, CHIP, and indigent care; (2) track
22 regulatory initiatives related to these programs; and (3) research and develop legislative
23 recommendations to improve patient care and service delivery for recipients of Medicaid
24 and CHIP services and for the uninsured.

25
26 (4) That the TMA Council on Constitution and Bylaws evaluate and recommend an appropriate
27 number of members for this committee and all other TMA governance bodies.

28
29 RECOMMENDATION B:

30
31 Madam Speaker, your reference committee recommends that the recommendations in Council on
32 Socioeconomics Report 4 be adopted as amended.

33
34 Your reference committee heard spirited debate from members of the select committee against
35 the recommendations of the Council on Socioeconomics. Additional testimony from several
36 members of the Board of Trustees and Council on Socioeconomics cited strong support for the
37 recommendations to establish a standing committee to protect the work of the committee and
38 elevate its status.

- 39
40 (15) Council on Science and Public Health Report 6 – Task Force on Behavioral Health

41
42 RECOMMENDATION:

43
44 Madam Speaker, your reference committee recommends that the recommendations in Council on
45 Science and Public Health Report 6 be adopted.

46
47 This report recommends that:

48
49 (1) The Task Force on Behavioral Health be designated a subcommittee of the Council on
50 Science and Public Health, renaming the task force as the Subcommittee on Behavioral Health.

1 (2) TMA amend the charge of the council in the TMA Bylaws Section 9.808 as follows:
2

3 The purposed of this council shall be to (1) advance the scientific basis of medical
4 practice; (2) anticipate high-priority public health, behavioral health, and medical science
5 issues and develop policy on these issues; (3) advance the association as a leader in
6 medical science and advocacy in public and behavioral health; (4) provide physicians
7 with evidence-based public health and scientific information; and (5) communicate
8 association policy and expertise on public health, behavioral health, and medical science.
9

10 Your reference committee heard testimony in support of Council on Science and Public Health
11 Report 6.
12

13 (16) Texas Delegation to the AMA Report 3 – Texas Delegation Operating Procedures Changes
14

15 RECOMMENDATION:
16

17 Madam Speaker, your reference committee recommends that the recommendation in Texas
18 Delegation to the AMA Report 3 be adopted.
19

20 This report recommends that the TMA House of Delegates approve the following amendment to
21 the Texas Delegation’s Operating Procedures:
22

23 **5.0 Delegate Review Committee**
24

25 5.3 The committee shall evaluate the candidacy for reelection of each delegate who
26 has (1) served six (6) terms, or (2) ~~who will be past the age of 75 at the time of~~
27 ~~reelection, or (3) who, in judgment of the committee, is substantially retired from~~
28 his or her activities in the profession of medicine, whether that be clinical
29 practice, teaching, or administration.
30

31 Your reference committee heard testimony in support of Texas Delegation to the AMA Report 3.
32

33 (17) Resolution 101 – Saturday-Sunday Meeting Schedule for the Texas Medical Association
34

35 RECOMMENDATION:
36

37 Madam Speaker, your reference committee recommends that Resolution 101 be referred.
38

39 RESOLVED, That all meetings of the Texas Medical Association be moved to a Saturday-
40 Sunday format from the current Friday-Saturday format; and be it further
41

42 RESOLVED, That this resolution be referred to the Board of Trustees to study the feasibility and
43 economic impact on physicians and the association and report back to the House of Delegates in
44 2020.
45

46 Your reference committee heard extensive testimony in support of the concept of this resolution
47 without mandating that TMA move its meetings to a Saturday-Sunday format without appropriate
48 study on the financial ramifications to the association and its members and therefore recommends
49 referral.
50
51

1 (18) Resolution 102 – Written Testimony at TMA Reference Committees

2
3 RECOMMENDATION A:

4
5 Madam Speaker, your reference committee recommends that Resolution 102 be amended.

6
7 RESOLVED, That the Texas Medical Association House of Delegates reference committees may
8 receive ~~written~~ testimony prior to the meeting of the House of Delegates for resolutions and
9 recommendations assigned to the reference committees from any member of the Texas Medical
10 Association, ~~in a format to be determined by~~ The speakers of the House of Delegates shall
11 determine an appropriate process to receive, compile, and make available this testimony; and be it
12 further

13
14 ~~RESOLVED, That written testimony received on resolutions and recommendations before the~~
15 ~~reference committee should be considered carefully by the reference committee along with in-~~
16 ~~person testimony prior to the formation of its recommendations to the House of Delegates.~~

17
18 RECOMMENDATION B:

19
20 Madam Speaker, your reference committee recommends that Resolution 102 be adopted as
21 amended.

22
23 Your reference committee heard testimony that there are numerous avenues to provide testimony
24 beyond written testimony. Other testimony received was all in support of the concept of this
25 resolution.

26
27 (19) Resolution 103 – Gratitude for Continuing Medical Education Courses

28
29 RECOMMENDATION:

30
31 Madam Speaker, your reference committee recommends that Resolution 103 be adopted.

32
33 This resolution resolves that the Texas Medical Association House of Delegates express its
34 gratitude for the continuing medical education courses offered to TMA members courtesy of the
35 TMA Insurance Trust.

36
37 Your reference committee heard enthusiastic and overwhelming appreciation for TMA Insurance
38 Trust's sponsorship of the TMA Education Center.

39
40 (20) Resolution 104 – Alternate Delegates May Address the House of Delegates

41
42 RECOMMENDATION:

43
44 Madam Speaker, your reference committee recommends that Resolution 104 be referred to the
45 Council on Constitution and Bylaws for study and report back.

46
47 This resolution resolves that the alternate delegates to the Texas Medical Association House of
48 Delegates be allowed to address the house on matters pending before the House of Delegates
49 without being credentialed as a delegate and that under these circumstances may suggest but
50 cannot make any changes to the content of any resolution or recommendation being considered
51 by the House of Delegates.

1 Your reference committee heard limited testimony in support of this resolution citing the desire to
2 allow alternate delegates a voice within the House of Delegates. Your reference committee
3 believes this issue needs further study and recommends referral.
4

5 (21) Resolution 105 – Pharmacies Practicing Medicine

6
7 RECOMMENDATION A:

8
9 Madam Speaker, your reference committee recommends that Resolution 105 be amended.

10
11 RESOLVED, That the Texas Medical Association work with the state legislature to pass a law
12 declaring that pharmacies in Texas may not require physicians to disclose any patient medical
13 records information ~~beyond basic diagnoses~~ as a condition for filling a prescription; and be it
14 further

15
16 RESOLVED, That TMA work with the Texas Medical Board and the Texas State Board of
17 Pharmacy to prevent pharmacists from engaging in conduct that is defined as “the practice of
18 medicine,” including, but not limited to, alteration of dosage, duration, frequency, or quantity of a
19 prescription while in the execution of their duties; and be it further

20
21 RESOLVED, That pharmacists may not rely on corporate policy as justification to usurp the
22 orders of a physician lawfully acting under the Texas Medical Practice Act.

23
24 RECOMMENDATION B:

25
26 Madam Speaker, your reference committee recommends that the first Resolved of Resolution 105
27 be adopted as amended.

28
29 Your reference committee heard testimony in support of the resolution with amendment to the
30 first Resolve.

31
32 (22) Resolution 106 – Establish a Coalition of Medical Societies to Protect Competition and
33 Sustainability in the Health Insurance Marketplace

34
35 RECOMMENDATION:

36
37 Madam Speaker, your reference committee recommends that Resolution 106 be referred for study
38 and report back.

39
40 This resolution resolves that: (1) TMA, in collaboration with other state and specialty medical
41 societies, create and provide support for a permanent coalition that, through political advocacy
42 and public outreach, advocates for incremental health care reform that preserves patient choice,
43 physician autonomy, competition in the health insurance marketplace, and sustainability within
44 the health care system; (2) TMA, in collaboration with other medical societies, search out and
45 provide support for a distinct entity whose purpose is to study the current health care system and
46 compare it to other systems as a means to develop and support model state and national
47 legislation that is responsible, incremental, and sustainable; (3) TMA, in collaboration with other
48 medical societies, search out and provide support for a distinct entity whose function is to educate
49 the public on issues pertinent to potential health care legislation. This entity will promote greater
50 public awareness of the benefits of competition in health care and the health insurance

1 marketplace; and (4) the Texas Delegation to the American Medical Association carry this
2 resolution to the AMA House of Delegates.

3
4 Your reference committee heard testimony in support of the concept of this resolution citing the
5 existing Coalition of State Medical Societies and the work of the American Medical Association.
6 Testimony also cited the need to work with existing organizations and coalitions. Your reference
7 committee believes this resolution should be referred for study.

8
9 (23) Resolution 107 – Physician Dispensing of Prescriptions

10
11 RECOMMENDATION:

12
13 Madam Speaker, your reference committee recommends that Resolution 107 be referred for study
14 and report back.

15
16 This resolution resolves that physicians licensed by the Texas Medical Board (TMB) be allowed
17 to prescribe, dispense, and sell prescriptions, over-the-counter medications, and medical devices
18 to patients in Texas with regulation only by TMB.

19
20 Your reference committee heard conflicting testimony both in support of, and in opposition to,
21 this resolution. There is existing TMA policy in favor of allowing physicians to dispense certain
22 pharmaceuticals. Therefore, your reference committee recommends referral with report back.

23
24 (24) Resolution 108 – Initial Assessment and Treatment Recommendation by Specialists

25
26 RECOMMENDATION A:

27
28 Madam Speaker, your reference committee recommends that Resolution 108 be amended.

29
30 RESOLVED, That ~~the Texas Medical Association recognize that~~ the best practice of patient care
31 dictates that it is the responsibility of the consultant physician to develop the diagnosis and
32 treatment in the initial evaluation of a referred patient, ~~while it is recognized under limited~~
33 ~~circumstances that an initial evaluation may be conducted by a nurse practitioner or physician~~
34 ~~assistant.~~

35
36 RECOMMENDATION B:

37
38 Madam Speaker, your reference committee recommends that Resolution 108 be adopted as
39 amended.

40
41 Your reference committee heard testimony primarily in support of this resolution. However, there
42 was also testimony that supported the appropriate use of non-physician practitioners, especially in
43 providing follow-up care. Therefore, your reference committee recommends adoption as
44 amended.

45
46 (25) Resolution 109 – Licensure Status on TMA Membership Applications

47
48 RECOMMENDATION:

49
50 Madam Speaker, your reference committee recommends that Resolution 109 be referred for study
51 with report back.

1 This resolution resolves that a county medical society board of censors' examination of an
2 applicant be limited only to the applicant's licensure status with the TMB; the membership
3 application be updated to reflect the examination of only the applicant's licensure status (when
4 applicable); and TMA bylaws be amended accordingly.

5
6 Your reference committee heard testimony from county medical society leaders who requested
7 referral of this complex issue with report back.

8
9 (26) Resolution 110 – Blue Cross and Blue Shield of Texas Charitable Requirements as a Not-for-
10 Profit Corporation

11
12 RECOMMENDATION A:

13
14 Madam Speaker, your reference committee recommends that Resolution 110 be amended.

15
16 RESOLVED, That the Texas Medical Association express its disappointment to Blue Cross Blue
17 Shield of Texas on its decision to contract with a foreign-based, multinational health care firm to
18 open 10 primary care medical centers in Dallas and Houston ~~to compete against local primary~~
19 ~~care practices owned and operated by TMA members~~; and be it further

20
21 RESOLVED, That the Texas Medical Association ~~collaborate with primary care specialty~~
22 ~~organizations and other specialty societies to conduct a comprehensive study of these market~~
23 ~~developments, with appropriate stakeholders, to assess their current and prospective positive and~~
24 ~~negative influences on the delivery of health care in Texas; and be it further~~

25
26 RESOLVED, ~~That the study include, but not be limited to, an analysis of geographic market~~
27 ~~concentration of health insurers doing business in Texas; how vertical integration of Texas'~~
28 ~~health care markets are impacting clinical practice choices, patient choice, and the viability of~~
29 ~~physician owned, community based practices; and how predatory and anticompetitive managed~~
30 ~~care business practices are hurting the stability and viability of physician owned practices; and be~~
31 ~~it further~~

32
33 RESOLVED, ~~That as part of the aforementioned study, the Texas Medical Association develop a~~
34 ~~data-driven multi-year strategy to include any public policy options that assure fair business~~
35 ~~practices and enforceable protections from predatory behavior and adverse patient consequences,~~
36 ~~and that empowers physicians to compete and thrive in Texas' health care markets, and be it~~
37 ~~further~~

38
39 RESOLVED, ~~That such study be prepared and submitted to the House of Delegates no later than~~
40 ~~May 2020.~~

41
42 RECOMMENDATION B:

43
44 Madam Speaker, your reference committee recommends that Resolution 110 be adopted as
45 amended.

46
47 Your reference committee heard passionate testimony in support of the intent of this resolution.
48 Your reference committee discussed that a data-driven strategy implies that such strategy is
49 backed by appropriate research and study; therefore, it recommends the resolution be adopted as
50 amended.

1 (27) Resolution 111 – Opposing Legislation That Mandates Physician Discrimination

2
3 RECOMMENDATION:

4
5 Madam Speaker, your reference committee recommends that Resolution 111 be adopted.

6
7 This resolution resolves that the Texas Medical Association support removal of "opposite sex" as
8 a requirement for affirmative defense to prosecution within the Texas Penal Code and that TMA
9 oppose legislation or regulation that mandates physicians and other health professionals
10 discriminate against or limit access to health care for a specific patient population.

11
12 Your reference committee heard testimony in support of this resolution.

13
14 (28) Address of the President

15
16 RECOMMENDATION:

17
18 Madam Speaker, your reference committee recommends that the House of Delegates recognize
19 TMA President, Dr. Douglas W. Curran, for his commitment, dedication and hard work during
20 his year as TMA president, with a strong focus on membership and advocacy. He made time to
21 visit numerous group practices and county medical societies.

22
23 (29) Board of Trustees Report 12 – Celebration of Louis J. Goodman, PhD

24
25 RECOMMENDATION A:

26
27 Madam Speaker, your reference committee recommends that the TMA House of Delegates adopt
28 Board of Trustees Report 12.

29
30 Board of Trustees Report 12 was extracted from “Informational Reports” and referred for action.
31 Testimony received questioned the process by which the Board of Trustees renamed the TMA
32 building. Additional testimony received supported the board’s action. According to TMA
33 Bylaws, Section 4.203, Financial, The Board of Trustees shall have charge of all association
34 properties and monies and shall manage its financial affairs, after the manner and with the usual
35 authority of boards of directors of corporations under the laws of the State of Texas.

36
37 RECOMMENDATION B:

38
39 Madam Speaker, your reference committee recommends that the TMA House of Delegates
40 adopt Resolution 001-A-19 as follows:

41
42 Whereas, Louis J. Goodman, PhD, CAE, has been a member of the Texas Medical Association
43 staff for 32 years, having served as the executive vice president and chief executive officer for
44 more than 22 of those years; and

45
46 Whereas, During the tenure of Dr. Goodman as the EVP/CEO, TMA has experienced rapid
47 growth in membership, financial assets, and reputation as well as significant legislative success
48 for the physicians of Texas and the rest of the nation; and

49
50 Whereas, Under Dr. Goodman’s leadership, TMA was named America’s Best Medical Society;
51 and

