

By: Powell

S.B. No. 385

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of the Tarrant County Hospital District
3 or a nonprofit corporation formed by the district regarding certain
4 technology or intellectual property owned by or licensed to the
5 district or corporation.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subchapter C, Chapter 281, Health and Safety
8 Code, is amended by adding Section 281.0519 to read as follows:

9 Sec. 281.0519. TARRANT COUNTY HOSPITAL DISTRICT; AUTHORITY
10 TO SELL OR LICENSE INTELLECTUAL PROPERTY. (a) The Tarrant County
11 Hospital District or a nonprofit corporation formed by the district
12 may:

13 (1) sell or license technology or intellectual
14 property that is owned by or licensed to the district or a nonprofit
15 corporation formed by the district;

16 (2) enter into a contract to provide services related
17 to technology or intellectual property sold or licensed under
18 Subdivision (1);

19 (3) contract, collaborate, or enter into a joint
20 venture or other agreement with a public or private entity to engage
21 in an activity authorized under Subdivision (1) or (2); or

22 (4) take any other action necessary to protect or
23 benefit from the exclusivity of technology and intellectual
24 property owned by or licensed to the district or a nonprofit

1 corporation formed by the district, including applying for,
2 acquiring, registering, securing, holding, protecting, and
3 renewing under applicable provisions of state, federal, or
4 international law:

5 (A) a patent;

6 (B) a copyright;

7 (C) a trademark, service mark, collective mark,
8 or certification mark; or

9 (D) any other form of protection of intellectual
10 property provided by law.

11 (b) For purposes of Subsection (a)(3):

12 (1) a public or private entity may be a for-profit or a
13 nonprofit entity; and

14 (2) a nonprofit corporation formed by the district may
15 hold an ownership interest in a public or private entity described
16 by Subsection (a)(3).

17 (c) Information prepared or compiled by or for the Tarrant
18 County Hospital District or a nonprofit corporation formed by the
19 district relating to the development of technology or intellectual
20 property to which this section applies is exempt from public
21 disclosure under Chapter 552, Government Code.

22 SECTION 2. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this
25 Act does not receive the vote necessary for immediate effect, this
26 Act takes effect September 1, 2021.