

By: Kolkhorst

H.B. No. 2453

A BILL TO BE ENTITLED

AN ACT

relating to the definition and liability of a hospital district management contractor.

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

SECTION 1. Sections 285.071 and 285.072, Health and Safety Code, are amended to read as follows:

Sec. 285.071. DEFINITION. In this chapter, "hospital district management contractor" means:

(1) a nonprofit corporation, partnership, or sole proprietorship that manages a hospital or provides services as a part of a rural health network as defined under 42 U.S.C. Section 1395i-4(d), as amended, [~~1395i-4(g)~~] under contract with a hospital district that was created by general or special law and that has a population under 50,000; or

(2) a nonprofit corporation that:

(A) operates an acute care hospital in a hospital facility it leases from a hospital district that was created by general or special law; and

(B) provides indigent health care services under contract with the hospital district.

Sec. 285.072. LIABILITY OF A HOSPITAL DISTRICT MANAGEMENT CONTRACTOR. A hospital district management contractor and any employee of the contractor are, while performing services under the contract or lease for the benefit of the hospital, employees of the

1 hospital district for the purposes of Chapters 101 and 102, Civil
2 Practice and Remedies Code.

3 SECTION 2. The changes in law made by this Act apply only to
4 a cause of action that accrues on or after the effective date of
5 this Act. An action that accrued before the effective date of this
6 Act is governed by the law in effect at the time the action accrued,
7 and that law is continued in effect for that purpose.

8 SECTION 3. This Act takes effect September 1, 2003.