

By: Bonnen

H.B. No. 2409

A BILL TO BE ENTITLED

AN ACT

relating to physicians or other licensed health care professionals contracting with the Angleton-Danbury Hospital District of Brazoria County, Texas.

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

SECTION 1. Subchapter C, Chapter 1002, Special District Local Laws Code, as effective April 1, 2005, is amended by adding Section 1002.111 to read as follows:

Sec. 1002.111. CONTRACTS FOR HEALTH CARE SERVICES. (a) In this section, "licensed health care professional" means any person licensed or certified by or registered in this state to provide health care, including:

(1) a registered nurse;

(2) a dentist;

(3) a podiatrist;

(4) a pharmacist;

(5) a chiropractor; and

(6) an optometrist.

(b) The district may contract with physicians and other licensed health care professionals to provide health care services, including medical care, on behalf of the district.

(c) A physician or another licensed health care professional is, while performing services under the contract for the benefit of the district, an employee of the district solely for

1 purposes of Chapters 101 and 102, Civil Practice and Remedies Code,  
2 and the district waives its sovereign immunity to the extent  
3 provided by Section 101.025, Civil Practice and Remedies Code.

4 (d) Notwithstanding Section 108.001(2), Civil Practice and  
5 Remedies Code, a physician or other licensed health care  
6 professional is, while performing services under the contract for  
7 the benefit of the district, a public servant solely for purposes of  
8 Chapter 108, Civil Practice and Remedies Code.

9 SECTION 2. The change in law made by this Act applies only  
10 to a cause of action that accrues on or after the effective date of  
11 this Act. A cause of action that accrues before the effective date  
12 of this Act is governed by the law in effect immediately before that  
13 date, and that law is continued in effect for that purpose.

14 SECTION 3. This Act takes effect September 1, 2005.