

1-1 By: Seliger S.B. No. 1302
1-2 (In the Senate - Filed March 9, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 25, 2005, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; April 25, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the Ector County Hospital District.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 4.07, Chapter 550, Acts of the 71st
1-11 Legislature, Regular Session, 1989, is amended to read as follows:

1-12 Sec. 4.07. BOND; INSURANCE. (a) Before assuming the
1-13 duties of the office, each director must execute a bond [~~for \$5,000~~]
1-14 payable to the district or purchase an appropriate insurance policy
1-15 that names the district as its sole beneficiary, conditioned on the
1-16 faithful performance of the person's duties as director. For each
1-17 director, the board shall determine the appropriate type and value
1-18 of the bond or insurance policy required under this section.

1-19 (b) The bond or insurance policy shall be kept in the
1-20 permanent records of the district.

1-21 (c) The board may pay for directors' bonds and insurance
1-22 policies and premiums with district funds.

1-23 SECTION 2. Section 5.07, Chapter 550, Acts of the 71st
1-24 Legislature, Regular Session, 1989, is amended to read as follows:

1-25 Sec. 5.07. CONSTRUCTION CONTRACTS. (a) The board may
1-26 enter into construction contracts on behalf of the district;
1-27 however, the board may enter into construction contracts that
1-28 involve spending more than the amount provided by Section 271.024,
1-29 Local Government Code, [\$10,000] only after competitive bidding as
1-30 provided by Subchapter B, Chapter 271, Local Government Code.

1-31 (b) Chapter 2253, Government Code [Article 5160, Revised
1-32 Statutes], as it relates to performance and payment bonds, applies
1-33 to construction contracts let by the district.

1-34 SECTION 3. The heading to Section 5.15, Chapter 550, Acts of
1-35 the 71st Legislature, Regular Session, 1989, is amended to read as
1-36 follows:

1-37 Sec. 5.15. AUTHORITY TO SUE AND BE SUED; VENUE; NON-WAIVER
1-38 OF IMMUNITY.

1-39 SECTION 4. Section 5.15, Chapter 550, Acts of the 71st
1-40 Legislature, Regular Session, 1989, is amended by adding Subsection
1-41 (c) to read as follows:

1-42 (c) Nothing in this Act may be construed to waive sovereign
1-43 or governmental immunity.

1-44 SECTION 5. This Act takes effect immediately if it receives
1-45 a vote of two-thirds of all the members elected to each house, as
1-46 provided by Section 39, Article III, Texas Constitution. If this
1-47 Act does not receive the vote necessary for immediate effect, this
1-48 Act takes effect September 1, 2005.

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