

1-1 By: Carona S.B. No. 1478  
1-2 (In the Senate - Filed March 9, 2009; March 17, 2009, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 6, 2009, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;  
1-6 April 6, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1478 By: Nichols

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the authority of hospital districts to lease  
1-11 undeveloped real property.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 281.050, Health and Safety Code, is  
1-14 amended to read as follows:

1-15 Sec. 281.050. POWERS RELATING TO DISTRICT PROPERTY,  
1-16 FACILITIES, AND EQUIPMENT. (a) With the approval of the  
1-17 commissioners court, the board may construct, condemn, acquire,  
1-18 lease, add to, maintain, operate, develop, regulate, sell,  
1-19 exchange, and convey any property, property right, equipment,  
1-20 hospital facility, or system to maintain a hospital, building, or  
1-21 other facility or to provide a service required by the district.  
1-22 Approval of the commissioners court shall be required for the sale  
1-23 or lease of a hospital facility regardless of the provisions of  
1-24 Section 285.051.

1-25 (b) Notwithstanding any other law, the board may, with the  
1-26 approval of the commissioners court, lease undeveloped real  
1-27 property for not more than 50 years to provide for the development  
1-28 and construction of facilities designed to generate revenue for the  
1-29 financial benefit of the district. The board, directly or through a  
1-30 nonprofit corporation, may contract or enter into a joint venture  
1-31 with a public or private entity as necessary to enter into a lease  
1-32 under this subsection.

1-33 SECTION 2. This Act takes effect immediately if it receives  
1-34 a vote of two-thirds of all the members elected to each house, as  
1-35 provided by Section 39, Article III, Texas Constitution. If this  
1-36 Act does not receive the vote necessary for immediate effect, this  
1-37 Act takes effect September 1, 2009.

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