

AN ACT

relating to the board of hospital managers of the El Paso County Hospital District.

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

SECTION 1. Section 281.021(e), Health and Safety Code, is amended to read as follows:

(e) The El Paso County Commissioners Court shall appoint a board composed of seven members, and shall by order provide for the qualifications of appointees to the board.

SECTION 2. Subchapter B, Chapter 281, Health and Safety Code, is amended by adding Section 281.0222 to read as follows:

Sec. 281.0222. QUALIFICATIONS FOR OFFICE. (a) This section applies only to the El Paso County Hospital District.

(b) The El Paso County Commissioners Court may not appoint a person to the board of hospital managers of the district if the person is:

- (1) an employee of El Paso County;
- (2) a district employee; or
- (3) related within the third degree of consanguinity or affinity, as determined under Subchapter B, Chapter 573, Government Code, to a member of the commissioners court or to a person described by Subdivision (1) or (2).

SECTION 3. Section 281.031, Health and Safety Code, is amended to read as follows:

1           Sec. 281.031. REMOVAL OF BOARD MEMBER. (a) A member of the  
2 board of hospital managers of the El Paso County Hospital District  
3 is considered to have resigned the member's position if the member:

4           (1) is absent from all the regularly scheduled board  
5 and committee meetings that the member is eligible to attend during  
6 a 90-day period; ~~[or]~~

7           (2) is absent from more than half of the regularly  
8 scheduled board and committee meetings that the member is eligible  
9 to attend during a 12-month period;

10           (3) fails to pay a local tax, including an ad valorem  
11 tax, when due; or

12           (4) would be ineligible to serve on the board as  
13 provided by Section 281.0222.

14           (b) A resignation under Subsection (a) is effective  
15 immediately on the date the absence, disqualifying conduct, or  
16 ineligibility specified ~~[or refusal prescribed]~~ by Subsection (a)  
17 occurs or exists.

18           SECTION 4. The changes in law made by this Act apply only to  
19 an appointment to the board of hospital managers of the El Paso  
20 County Hospital District made on or after the effective date of this  
21 Act. An appointment to the board of hospital managers of the El  
22 Paso County Hospital District that occurs before the effective date  
23 of this Act is governed by the law in effect at the time the  
24 appointment was made, and the former law is continued in effect for  
25 that purpose.

26           SECTION 5. This Act takes effect immediately if it receives  
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2011.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 3462 was passed by the House on May 13, 2011, by the following vote: Yeas 144, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 3462 was passed by the Senate on May 25, 2011, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor