

By: Margo, Pickett, Marquez, Gonzalez

H.B. No. 3462

Substitute the following for H.B. No. 3462:

By: Smith of Harris

C.S.H.B. No. 3462

A BILL TO BE ENTITLED

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 and for approval to the board following notice and public hearing.

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;

(3) a party to a contract with the district to provide goods or perform services for compensation; or

(4) related within the first degree of consanguinity or affinity, as determined under Subchapter B, Chapter 573, Government Code, to a member of the commissioners court or to a

1 person described by Subdivision (1), (2), or (3).

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

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

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

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

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

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

17 (b) A resignation under Subsection (a) is effective
18 immediately on the date the conduct or disqualification ~~[absence or~~
19 ~~refusal]~~ prescribed by Subsection (a) occurs or is determined.

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

1 SECTION 5. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2011.