

1-1 By: Margo, et al. (Senate Sponsor - Rodriguez) H.B. No. 3462
1-2 (In the Senate - Received from the House May 16, 2011;
1-3 May 16, 2011, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 23, 2011, reported favorably by
1-5 the following vote: Yeas 3, Nays 0; May 23, 2011, sent to printer.)

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

1-8 relating to the board of hospital managers of the El Paso County
1-9 Hospital District.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 281.021(e), Health and Safety Code, is
1-12 amended to read as follows:

1-13 (e) The El Paso County Commissioners Court shall appoint a
1-14 board composed of seven members, and shall by order provide for the
1-15 qualifications of appointees to the board.

1-16 SECTION 2. Subchapter B, Chapter 281, Health and Safety
1-17 Code, is amended by adding Section 281.0222 to read as follows:

1-18 Sec. 281.0222. QUALIFICATIONS FOR OFFICE. (a) This
1-19 section applies only to the El Paso County Hospital District.

1-20 (b) The El Paso County Commissioners Court may not appoint a
1-21 person to the board of hospital managers of the district if the
1-22 person is:

1-23 (1) an employee of El Paso County;

1-24 (2) a district employee; or

1-25 (3) related within the third degree of consanguinity
1-26 or affinity, as determined under Subchapter B, Chapter 573,
1-27 Government Code, to a member of the commissioners court or to a
1-28 person described by Subdivision (1) or (2).

1-29 SECTION 3. Section 281.031, Health and Safety Code, is
1-30 amended to read as follows:

1-31 Sec. 281.031. REMOVAL OF BOARD MEMBER. (a) A member of the
1-32 board of hospital managers of the El Paso County Hospital District
1-33 is considered to have resigned the member's position if the member:

1-34 (1) is absent from all the regularly scheduled board
1-35 and committee meetings that the member is eligible to attend during
1-36 a 90-day period; ~~or~~

1-37 (2) is absent from more than half of the regularly
1-38 scheduled board and committee meetings that the member is eligible
1-39 to attend during a 12-month period;

1-40 (3) fails to pay a local tax, including an ad valorem
1-41 tax, when due; or

1-42 (4) would be ineligible to serve on the board as
1-43 provided by Section 281.0222.

1-44 (b) A resignation under Subsection (a) is effective
1-45 immediately on the date the absence, disqualifying conduct, or
1-46 ineligibility specified ~~[or refusal prescribed]~~ by Subsection (a)
1-47 occurs or exists.

1-48 SECTION 4. The changes in law made by this Act apply only to
1-49 an appointment to the board of hospital managers of the El Paso
1-50 County Hospital District made on or after the effective date of this
1-51 Act. An appointment to the board of hospital managers of the El
1-52 Paso County Hospital District that occurs before the effective date
1-53 of this Act is governed by the law in effect at the time the
1-54 appointment was made, and the former law is continued in effect for
1-55 that purpose.

1-56 SECTION 5. This Act takes effect immediately if it receives
1-57 a vote of two-thirds of all the members elected to each house, as
1-58 provided by Section 39, Article III, Texas Constitution. If this
1-59 Act does not receive the vote necessary for immediate effect, this
1-60 Act takes effect September 1, 2011.

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