

By: West

S.B. No. 1916

A BILL TO BE ENTITLED

AN ACT

relating to the authority of the Dallas County Hospital District or a nonprofit corporation formed by the district regarding certain technology or intellectual property developed or in development by or for the district or corporation.

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

SECTION 1. Subchapter C, Chapter 281, Health and Safety Code, is amended by adding Section 281.0518 to read as follows:

Sec. 281.0518. DALLAS COUNTY HOSPITAL DISTRICT; AUTHORITY TO SELL OR LICENSE INTELLECTUAL PROPERTY. (a) The Dallas County Hospital District or a nonprofit corporation formed by the district may:

(1) sell or license technology or intellectual property that is:

(A) developed or in development by the district or nonprofit corporation; or

(B) developed or in development for the district or nonprofit corporation by a contractor under a contract, unless the sale or licensure of the technology or intellectual property is prohibited by the contract;

(2) enter into a contract to provide services related to technology or intellectual property developed, in development, sold, or licensed under Subdivision (1);

(3) contract, collaborate, or enter into a joint

1 venture or other agreement with a public or private entity to engage
2 in an activity authorized under Subdivision (1) or (2); or
3 (4) take any other action necessary to protect the
4 exclusivity of technology and intellectual property developed or in
5 development by or for the district or a nonprofit corporation
6 formed by the district, including applying for, acquiring,
7 registering, securing, holding, protecting, and renewing under
8 applicable provisions of state, federal, or international law:

9 (A) a patent;

10 (B) a copyright; or

11 (C) a trademark, service mark, collective mark,
12 or certification mark.

13 (b) Information prepared or compiled by or for the Dallas
14 County Hospital District or a nonprofit corporation formed by the
15 district relating to the development of technology or intellectual
16 property to which this section applies is exempt from public
17 disclosure under Chapter 552, Government Code.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2013.