

1-1 By: Powell S.B. No. 385  
 1-2 (In the Senate - Filed January 21, 2021; March 9, 2021, read  
 1-3 first time and referred to Committee on Local Government;  
 1-4 April 27, 2021, reported favorably by the following vote: Yeas 8,  
 1-5 Nays 0; April 27, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Menéndez			X	
1-9 Eckhardt	X			
1-10 Gutierrez	X			
1-11 Hall	X			
1-12 Nichols	X			
1-13 Paxton	X			
1-14 Springer	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the authority of the Tarrant County Hospital District  
 1-20 or a nonprofit corporation formed by the district regarding certain  
 1-21 technology or intellectual property owned by or licensed to the  
 1-22 district or corporation.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter C, Chapter 281, Health and Safety  
 1-25 Code, is amended by adding Section 281.0519 to read as follows:

1-26 Sec. 281.0519. TARRANT COUNTY HOSPITAL DISTRICT; AUTHORITY  
 1-27 TO SELL OR LICENSE INTELLECTUAL PROPERTY. (a) The Tarrant County  
 1-28 Hospital District or a nonprofit corporation formed by the district  
 1-29 may:

1-30 (1) sell or license technology or intellectual  
 1-31 property that is owned by or licensed to the district or a nonprofit  
 1-32 corporation formed by the district;

1-33 (2) enter into a contract to provide services related  
 1-34 to technology or intellectual property sold or licensed under  
 1-35 Subdivision (1);

1-36 (3) contract, collaborate, or enter into a joint  
 1-37 venture or other agreement with a public or private entity to engage  
 1-38 in an activity authorized under Subdivision (1) or (2); or

1-39 (4) take any other action necessary to protect or  
 1-40 benefit from the exclusivity of technology and intellectual  
 1-41 property owned by or licensed to the district or a nonprofit  
 1-42 corporation formed by the district, including applying for,  
 1-43 acquiring, registering, securing, holding, protecting, and  
 1-44 renewing under applicable provisions of state, federal, or  
 1-45 international law:

1-46 (A) a patent;

1-47 (B) a copyright;

1-48 (C) a trademark, service mark, collective mark,  
 1-49 or certification mark; or

1-50 (D) any other form of protection of intellectual  
 1-51 property provided by law.

1-52 (b) For purposes of Subsection (a)(3):

1-53 (1) a public or private entity may be a for-profit or a  
 1-54 nonprofit entity; and

1-55 (2) a nonprofit corporation formed by the district may  
 1-56 hold an ownership interest in a public or private entity described  
 1-57 by Subsection (a)(3).

1-58 (c) Information prepared or compiled by or for the Tarrant  
 1-59 County Hospital District or a nonprofit corporation formed by the  
 1-60 district relating to the development of technology or intellectual  
 1-61 property to which this section applies is exempt from public

2-1 disclosure under Chapter 552, Government Code.

2-2 SECTION 2. This Act takes effect immediately if it receives  
2-3 a vote of two-thirds of all the members elected to each house, as  
2-4 provided by Section 39, Article III, Texas Constitution. If this  
2-5 Act does not receive the vote necessary for immediate effect, this  
2-6 Act takes effect September 1, 2021.

2-7 \* \* \* \* \*