

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
Bettencourt	X			
Menéndez		X		
Eckhardt	X			
Gutierrez	X			
Hall	X			
Nichols	X			
Paxton	X			
Springer	X			
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 * * * * *