

## CHAPTER 106

H.B. No. 1703

## AN ACT

relating to the contracting authority of the Midland County Hospital District.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 6, Chapter 112, Acts of the 65th Legislature, Regular Session, 1977, is amended to read as follows:

Sec. 6. The board of directors shall manage, control, and administer the hospital system and all funds and resources of the district, but operating, depreciation, or building fund reserves may not be invested in any funds or securities other than those specified in Articles 836 and 837, Revised Civil Statutes of Texas, 1925, as amended. The board is given full authority to establish rules relating to seniority of employees of the district and may establish or administer a retirement program or elect to participate in any statewide retirement program in which the district is eligible to participate. The district may give effect to previous years of service for those employees who have been continuously employed in the operation or management of the hospital facilities acquired from Midland Memorial Foundation on the creation of the district. The district, through its board of directors, shall have the power and authority to sue and be sued and to promulgate rules governing the operation of the hospital, hospital system; its staff, and its employees. The board of directors may appoint a qualified person as the administrator of the hospital district and may in its discretion appoint assistants to the administrator. The administrator and assistant administrator, if any, serve at the will of the board and receive compensation fixed by the board. The administrator shall on assuming his duties execute a bond payable to the hospital district in an amount set by the board of directors, not less than \$10,000, conditioned on performance of the duties required of him and containing other conditions as the board may require. The administrator shall supervise all the work and activities of the district and shall have general direction of the affairs of the district, subject to the limitations prescribed by the board. The board of directors shall have authority to appoint and dismiss from the staff such doctors as it deems necessary for the efficient operation of the district and may provide for temporary appointment to the staff if warranted by circumstances. The board may delegate to the administrator the authority to employ or contract with technicians, nurses, and other persons or employees of the district as deemed advisable by the administrator. The board shall be authorized to contract with any other political subdivision or governmental agency whereby the district will provide investigatory or other services as to the medical, hospital, or welfare needs of the inhabitants of the district. *The board [and] shall be authorized to contract with any hospital or hospital authority, hospital district, emergency services district, county, [or] incorporated municipality, or other political subdivision of this state that is located outside its boundaries for the hospitalization and treatment of the sick, diseased, or injured persons of any such entity [county or municipality] and shall have the authority to contract with the state or its agencies and the federal government or its agencies for the hospital treatment of sick, diseased, or injured persons and for the training of doctors, nurses, and other health care disciplines. The board of directors may exercise all of the foregoing powers of this section unless a management agreement is entered into with the board of directors, in accordance with Section 7 hereof, by which either all or a part of such powers shall be exercised pursuant to a management agreement.*

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 1, 1993: Yeas 132, Nays 0, 2 present, not voting; passed by the Senate on April 30, 1993: Yeas 28, Nays 0.

Approved May 7, 1993.

Effective May 7, 1993.