

SECTION 1. Section 551.085, Government Code, is amended to read as follows:

Sec. 551.085. GOVERNING BOARD OF CERTAIN PROVIDERS OF HEALTH CARE SERVICES. (a) This chapter does not require the governing board of a municipal hospital, municipal hospital authority, hospital district created under general or special law, or nonprofit health maintenance organization created under Section 534.101, Health and Safety Code, to conduct an open meeting to deliberate:

(1) pricing or financial planning information relating to a bid or negotiation for the arrangement or provision of services or product lines to another person if disclosure of the information would give advantage to competitors of the hospital, hospital district, or nonprofit health maintenance organization; or

(2) information relating to a proposed new service or product line of the hospital, hospital district, or nonprofit health maintenance organization before publicly announcing the service or product line.

(b) *The governing board of a health maintenance organization created under Section 281.0515, Health and Safety Code, that is subject to this chapter is not required to conduct an open meeting to deliberate information described by Subsection (a).*

SECTION 2. This Act takes effect September 1, 2003.

Passed the Senate on February 27, 2003, by a viva-voce vote; passed the House on April 10, 2003, by a non-record vote.

Approved April 24, 2003.

Effective September 1, 2003.

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## CHAPTER 8

S.B. No. 353

### AN ACT

relating to tax increment financing under the Tax Increment Financing Act in certain cities that border Mexico.

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

SECTION 1. Subsection (h), Section 311.013, Tax Code, is repealed.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2003.

Passed the Senate on March 20, 2003: Yeas 31, Nays 0; passed the House on April 10, 2003: Yeas 143, Nays 0, two present not voting.

Approved April 24, 2003.

Effective April 24, 2003.

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## CHAPTER 9

S.B. No. 430

### AN ACT

relating to the availability of a legislative continuance in a judicial matter.

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

SECTION 1. Section 30.003, Civil Practice and Remedies Code, is amended by amending Subsections (b) and (c) and adding Subsection (c-1) to read as follows:

(b) Except as provided by Subsections ~~[Subsection]~~ (c) and (c-1), at any time within 30 days of a date when the legislature is to be in session, at any time during a legislative session, or when the legislature sits as a constitutional convention, the court on application shall continue a case in which a party applying for the continuance or the attorney for that party is a member or member-elect of the legislature and will be or is attending a legislative session. The court shall continue the case until 30 days after the date on which the legislature adjourns.

(c) *Except as provided by Subsection (c-1), if* ~~[If]~~ the attorney for a party to the case is a member or member-elect of the legislature who was employed on or after the 30th day ~~[within 10 days]~~ before the date on which the suit is set for trial, the continuance is discretionary with the court.

*(c-1) If the attorney for a party to any criminal case is a member or member-elect of the legislature who was employed on or after the 15th day before the date on which the suit is set for trial, the continuance is discretionary with the court.*

SECTION 2. The change in law made by this Act applies only to an application for a continuance under Section 30.003, Civil Practice and Remedies Code, that is made on or after the effective date of this Act. An application for a continuance under Section 30.003, Civil Practice and Remedies Code, that is made before the effective date of this Act is covered by the law in effect when the application or request was made, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2003.

Passed the Senate on April 3, 2003: Yeas 31, Nays 0; passed the House on April 10, 2003: Yeas 143, Nays 0, two present not voting.

Approved April 24, 2003.

Effective April 24, 2003.

## CHAPTER 10

S.B. No. 868

### AN ACT

relating to the purpose, powers, and duties of Harris County Improvement District No. 1; authorizing the issuance of bonds.

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

SECTION 1. The legislature finds that:

(1) the area within the boundaries of Harris County Improvement District No. 1 is one of the state's most dynamic activity centers and is the location of numerous commercial, office, retail, and residential buildings;

(2) the area within the district is served with an inadequate public transportation system and has an inadequate system of streets and public parking facilities;

(3) residents, workers, visitors, customers, and other persons accessing the area within the district must primarily use motor vehicles, and such use places an undue burden on the street system in the district and results in severe congestion that retards mobility of persons and property and impairs the use of the district area as one of the state's primary economic and business centers;

(4) the absence of an adequate system of parking facilities, including park and ride facilities, discourages the use of public transportation and further aggravates vehicular congestion within the area;

(5) motor vehicles are generally powered by internal combustion engines that emit pollutants into the air, which results in dangers to the public health and welfare;