

**FIFTH AMENDMENT TO THE  
THIRD AMENDED AND RESTATED BYLAWS  
OF  
SOUTHEAST TEXAS TRAUMA  
REGIONAL ADVISORY COUNCIL**

**This Fifth Amendment to the Third Amended and Restated Bylaws** of Southeast Texas Trauma Regional Advisory Council ("Bylaws"), dated the 15<sup>th</sup> day of October, 2007, shall be effective as of the 15<sup>th</sup> day of October, 2007.

**WHEREAS**, Southeast Texas Trauma Regional Advisory Council ("SETTRAC") has entered into an agreement with the Regional Emergency and Hospital Preparedness Council ("RHPC"), dated effective September 1, 2007 ("RHPC Agreement"), under which RHPC will provide certain services to SETTRAC with regard to SETTRAC's contract with the Texas Department of State Health Services regarding the Office of the Assistant Secretary for Preparedness and Response of the U.S. Department of Health and Human Services Hospital Preparedness Program (HPP) grant; and

**WHEREAS**, the Board of Directors ("Board") of SETTRAC desires to grant RHPC the authority to appoint a representative to the SETTRAC Board for as long as the RHPC Agreement or amendment, renewal or replacement thereof shall be in effect; and

**WHEREAS**, the Board desires to amend the Bylaws to authorize RHPC to appoint a representative to the Board;

**NOW, THEREFORE**, the Bylaws are hereby amended as follows:

- I. Section 5.2 of the Bylaws shall be amended by inserting a new Section 5.2.12 after Section 5.2.11 to read as follows:

"5.2.12 One representative residing in TSA-Q from the Regional Emergency and Hospital Preparedness Council, provided, however, that the authority granted under this Section 5.2.12 shall run concurrently with the term of that certain Agreement by and between the Organization and the Regional Emergency and Hospital Preparedness Council, dated effective September 1, 2007, if any, as it may be amended, renewed, or replaced from time to time ("RHPC Agreement"), and the term of any person appointed to the Board in accordance with this Section 5.2.12 shall automatically and immediately expire upon termination or expiration of that certain RHPC Agreement."

- II. Section 5.2.8 shall be amended by deleting the word "and".
- III. Sections 5.2.9 and 5.2.10 shall be amended by replacing the periods (".") with a semi-colon (";").

- IV. Section 5.2.11 shall be amended by replacing the period (“.”) with the following: “; and”.
- V. Sections 5.2, 5.3.2, and 5.5.2 of the Bylaws shall be amended by replacing the cross-reference “5.2.11” with “5.2.12”. Note that Section 5.2.11 itself shall not be renumbered by this Amendment.
- IV. In all other respects, the Bylaws are and shall remain unchanged and in full force and effect.

**IN WITNESS WHEREOF**, the Board of Directors of Southeast Texas Trauma Regional Advisory Council have caused this Fifth Amendment of the Third Amended and Restated Bylaws to be executed on their behalf by one of its officers thereunto duly authorized, all as of the date first above written.

**SOUTHEAST TEXAS TRAUMA  
REGIONAL ADVISORY COUNCIL**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_