

1-1 By: Romero, Jr., Leman, Patterson H.B. No. 1739
 1-2 (Senate Sponsor - Creighton)
 1-3 (In the Senate - Received from the House May 5, 2021;
 1-4 May 10, 2021, read first time and referred to Committee on
 1-5 Transportation; May 19, 2021, reported adversely, with favorable
 1-6 Committee Substitute by the following vote: Yeas 8, Nays 0;
 1-7 May 19, 2021, sent to printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 1739 By: Kolkhorst

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to certain contracts regarding airports operated by or on
 1-23 behalf of a local government.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 22.019, Transportation Code, is amended
 1-26 to read as follows:

1-27 Sec. 22.019. CONTRACTS. Except as provided by Section
 1-28 22.0191, a [A] local government may enter into a contract necessary
 1-29 to the execution of a power granted the local government and for a
 1-30 purpose provided by this chapter.

1-31 SECTION 2. Subchapter B, Chapter 22, Transportation Code,
 1-32 is amended by adding Section 22.0191 to read as follows:

1-33 Sec. 22.0191. CERTAIN AIRPORT INFRASTRUCTURE OR EQUIPMENT
 1-34 CONTRACTS. (a) This section applies only to an airport
 1-35 infrastructure or equipment contract for the procurement of a
 1-36 passenger boarding bridge at an airport.

1-37 (b) A local government or a person operating an airport on
 1-38 behalf of a local government may not enter into an airport
 1-39 infrastructure or equipment contract with:

1-40 (1) an entity that:
 1-41 (A) a federal court determines has
 1-42 misappropriated intellectual property or trade secrets from
 1-43 another entity organized under the laws of:

1-44 (i) the United States;
 1-45 (ii) this state or another state; or
 1-46 (iii) a political subdivision of this state
 1-47 or another state; and

1-48 (B) is owned wholly or partly by, is controlled
 1-49 by, or receives subsidies from the government of China; or

1-50 (2) any entity that owns, controls, is owned or
 1-51 controlled by, is under common ownership with, or is a successor to
 1-52 an entity described by Subdivision (1).

1-53 (c) An airport infrastructure or equipment contract entered
 1-54 into by a local government or a person operating an airport on
 1-55 behalf of a local government must contain a written statement by the
 1-56 entity with which the local government or person is contracting
 1-57 verifying that the entity is not an entity described by Subsection
 1-58 (b)(1) or (2).

1-59 (d) If the written statement required in an airport
 1-60 infrastructure or equipment contract under Subsection (c) is found

2-1 to be false, the contract is voidable by the local government or
2-2 person operating the airport.

2-3 SECTION 3. Section 22.0191, Transportation Code, as added
2-4 by this Act, applies only to an airport infrastructure or equipment
2-5 contract entered into, modified, or renewed on or after the
2-6 effective date of this Act.

2-7 SECTION 4. This Act takes effect immediately if it receives
2-8 a vote of two-thirds of all the members elected to each house, as
2-9 provided by Section 39, Article III, Texas Constitution. If this
2-10 Act does not receive the vote necessary for immediate effect, this
2-11 Act takes effect September 1, 2021.

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