

By: Miles

S.B. No. 1181

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to certain indefinite quantity contracts entered into by  
3 the General Land Office in the event of a natural disaster.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 31.069, Natural Resources Code, is  
6 amended by amending Subsections (a), (b), and (c) and adding  
7 Subsections (i), (j), (k), and (l) to read as follows:

8 (a) The land office shall enter into indefinite quantity  
9 contracts with vendors to provide [~~information management~~  
10 ~~services, construction services, including engineering services,~~  
11 ~~and other~~] services the land office determines may be necessary to  
12 construct, repair, or rebuild property or infrastructure in the  
13 event of a natural disaster.

14 (b) [~~A contract entered into under Subsection (a) may not~~  
15 ~~expire after May 1 of a calendar year.~~] The terms of a contract  
16 under Subsection (a) must[+]

17 [~~(1)~~] provide that the contract is contingent on:

18 (1) [~~(A)~~] the availability of funds;

19 (2) [~~(B)~~] the occurrence of a natural disaster within  
20 the term [~~not later than 48 months after the effective date~~] of the  
21 contract; and

22 (3) [~~(C)~~] delivery of the services to an area of this  
23 state declared by the governor or president of the United States  
24 under law to be a disaster area as a result of the natural

1 disaster [~~and~~

2 [~~(2) have a term of four years~~].

3 (c) The land office shall ensure that it has contracts in  
4 place under this section with vendors to provide [~~the~~] services  
5 [~~described by Subsection (a)~~] that take effect immediately on the  
6 expiration of a contract under this section.

7 (i) Except as provided by Subsection (h), the land office  
8 may award a contract under this section to one or more vendors:

9 (1) on the basis of demonstrated competence and  
10 qualifications to perform the services for which the land office  
11 issues a request for qualifications; or

12 (2) using any other applicable state procurement  
13 method.

14 (j) A contract under this section may include:

15 (1) a unit price book;

16 (2) a list of pre-priced work items; or

17 (3) another schedule identifying agreed prices for  
18 services.

19 (k) A contract under this section that does not include the  
20 items listed in Subsection (j) must require a vendor to submit a  
21 price proposal for services on request by the land office.

22 (l) The land office shall issue task, work, or purchase  
23 orders for services under a contract entered into under this  
24 section to the vendor that provides the best value to the land  
25 office using the standard provided by Section [2155.074](#), Government  
26 Code.

27 SECTION 2. The change in law made by this Act applies only

1 to a contract for which the General Land Office first advertises or  
2 otherwise solicits bids, proposals, offers, or qualifications or  
3 makes a similar solicitation on or after the effective date of this  
4 Act. A contract for which the General Land Office first advertises  
5 or otherwise solicits bids, proposals, offers, or qualifications or  
6 makes a similar solicitation before the effective date of this Act  
7 is governed by the law in effect on the date the advertisement or  
8 solicitation is made, and that law is continued in effect for that  
9 purpose.

10 SECTION 3. This Act takes effect September 1, 2023.