

By: Alvarado

S.B. No. 2080

A BILL TO BE ENTITLED

AN ACT

relating to various matters pertaining to certain governmental entities that operate port facilities.

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

SECTION 1. Subchapter J, Chapter 441, Government Code, is amended by adding Section 441.1681 to read as follows:

Sec. 441.1681. ELECTRONIC STORAGE OF CERTAIN LOCAL GOVERNMENT RECORDS. (a) The port commission of a navigation district or port authority or a board of trustees established under Chapter 54, Transportation Code, may establish alternative storage and retention standards and procedures for the records of the navigation district, port authority, or board of trustees. The rules must establish:

(1) a process for the port commission or board of trustees to use the alternative storage standards and procedures;

(2) procedures for the conversion of hard copy documents retained by the custodian of the navigation district, port authority, or board of trustees to an electronic form and the destruction of the hard copy documents; and

(3) standards for electronic record management and the preservation of documents retained by the custodian of the navigation district, port authority, or board of trustees.

(b) In establishing the standards and procedures under this section, a port commission or board of trustees may not establish a

retention period that is shorter than a retention period required under a state or federal law or court order.

SECTION 2. Section 2252.909(a), Government Code, as added by Chapter 1008 (H.B. 2518), Acts of the 88th Legislature, Regular Session, 2023, is amended to read as follows:

(a) In this section, "governmental entity" has the meaning assigned by Section 2253.001, except that the term does not include a:

(1) navigation district;

(2) port authority; or

(3) board of trustees established under Chapter 54, Transportation Code.

SECTION 3. Subchapter B, Chapter 5007, Special District Local Laws Code, is amended by adding Section 5007.229 to read as follows:

Sec. 5007.229. CONTRACTS: CERTAIN PURCHASES. Notwithstanding Section 60.403(a), Water Code, the port commission may delegate authority to an authorized designated officer of the port commission, the executive director of the authority, or an authorized representative of the executive director to make routine purchases or contracts in an amount not to exceed \$500,000.

SECTION 4. Section 54.054, Transportation Code, is amended by amending Subsection (a) and adding Subsections (c) and (d) to read as follows:

(a) Except for routine purchases and contracts and as otherwise provided by this chapter, the board may award a contract involving the expenditure of funds in excess of the amount

1 applicable to an expenditure of funds by a municipality under  
2 Section 252.021(a), Local Government Code, only by competitive  
3 bidding.

4 (c) The board, an authorized designated officer of the  
5 board, the general manager employed by the board, or an authorized  
6 representative of the general manager may make routine purchases or  
7 contracts in an amount not to exceed \$50,000. The board may  
8 delegate authority to an authorized designated officer of the  
9 board, the general manager employed by the board, or an authorized  
10 representative of the general manager to make routine purchases or  
11 contracts under this section in an amount not to exceed \$500,000.

12 (d) Professional services shall be procured in accordance  
13 with Subchapter A, Chapter 2254, Government Code.

14 SECTION 5. Subchapter Q, Chapter 60, Water Code, is amended  
15 by adding Section 60.503 to read as follows:

16 Sec. 60.503. CLOSED MEETINGS. Notwithstanding Section  
17 551.103, Government Code, a port commission is not required to make  
18 a recording of the proceedings of a closed meeting to deliberate  
19 security measures, including cybersecurity measures, related to  
20 the navigation district or port authority.

21 SECTION 6. This Act takes effect September 1, 2025.