

By: Barrientos

S.B. No. 485

A BILL TO BE ENTITLED

AN ACT

relating to the use of exclusive development agreements by an intermunicipal commuter rail district.

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

SECTION 1. Section 6, Article 6550c-1, Revised Statutes, is amended to read as follows:

Sec. 6. COMPETITIVE BIDS. A contract in the amount of more than \$15,000 for the construction of improvements or the purchase of material, machinery, equipment, supplies, or any other property except real property may be let only on competitive bids after notice published, at least 15 days before the date set for receiving bids, in a newspaper of general circulation in the district. A board may adopt rules governing the taking of bids and the awarding of contracts. This section does not apply to:

- (1) personal or professional services;
- (2) the acquisition of existing rail transportation systems; ~~[or]~~
- (3) a contract with a common carrier to construct lines and to operate commuter rail service on lines owned in whole or in part by the carrier; or
- (4) an agreement with a private entity under Section 6A of this Act.

SECTION 2. Article 6550c-1, Revised Statutes, is amended by adding Section 6A to read as follows:

1 Sec. 6A. EXCLUSIVE DEVELOPMENT AGREEMENTS. (a) A board may
2 enter into an exclusive development agreement with a private
3 entity.

4 (b) The board may adopt rules governing agreements under
5 this section.

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