

By: Lindsay

S.B. No. 1729

A BILL TO BE ENTITLED

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AN ACT

relating to certain contracts by water districts that are related to complying with state or federal construction stormwater requirements.

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

SECTION 1. Subsection (a), Section 49.278, Water Code, is amended to read as follows:

(a) This subchapter does not apply to:

(1) equipment, materials, or machinery purchased by the district at an auction that is open to the public;

(2) contracts for personal or professional services or for a utility service operator;

(3) contracts made by a district engaged in the distribution and sale of electric energy to the public;

(4) contracts for services or property for which there is only one source or for which it is otherwise impracticable to obtain competition; ~~or~~

(5) high technology procurements; or

(6) contracts for services related to compliance with a state or federal construction stormwater requirement, including the acquisition of permits, the construction, repair, and removal of temporary erosion control devices, the cleaning of silt and debris from streets and storm sewers, the monitoring of construction sites, and the preparation and filing of all required

1 reports.

2           SECTION 2. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2003.

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COMMITTEE AMENDMENT NO. 1

Amend S.B. 1729 (Engrossed) as follows:

(1) On Page 2, following Section 2(a), insert:

"(b) The change in law made by this Act applies only to a contract executed on or after the effective date of this Act."

Puente