Amend **CSHB 2039** (Senate committee report) as follows:

(1) In SECTION 1 of the bill, Section 271.151, Local Government Code, page 1, line 20, between "bringing of an" and "arbitration proceeding", insert "authorized".

(2) In SECTION 1 of the bill, Section 271.152, Local Government Code, page 1, lines 47-48, strike "an express or implied provision of".

(3) In SECTION 1 of the bill, Section 271.152, Local Government Code, page 1, line 52, strike "an express or implied provision of".

(4) In SECTION 1 of the bill, Section 271.153, Local Government Code, page 1, line 60, strike ""required to carry out" and substitute "the contractor is directed to perform by a local governmental entity in connection with".

(5) In SECTION 1 of the bill, Section 271.153, Local Government Code, page 2, line 2, between "except as" and "allowed", insert "expressly".

(6) In SECTION 1 of the bill, Section 271.154, Local Government Code, page 2, line 12, between "into the contract" and "are enforceable", insert "or incorporated by reference".

(7) In SECTION 1 of the bill, strike Section 271.157, and substitute a new Section 217.157 as follows:

Section 271.157. NO WAIVER OF IMMUNITY TO SUIT FOR TORT LIABILITY. This subchapter does not waive sovereign immunity to suit for a cause of action for a negligent or intentional tort.

(8) In SECTION 1 of the bill, Section 271.159, Local Government Code, page 2, line 33, after "fees", insert "by specific reference to this section".

(9) In SECTION 1 of the bill, add a Section 217.160 as follows:

Sec. 271.160. JOINT ENTERPRISE. A contract entered into by a local government entity is not a joint enterprise for liability purposes.

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