

AN ACT

relating to the deadline for evaluating and ranking competitive sealed proposals for certain construction services submitted to a navigation district or port authority.

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

SECTION 1. Section 60.463, Water Code, is amended by adding Subsection (e-1) to read as follows:

(e-1) Notwithstanding Subsection (e), if the district demonstrates 45 days is not sufficient time for thorough evaluation, the district may specify in the request for competitive sealed proposals a deadline, not later than the 90th day after the date of opening the proposals, to evaluate and rank each proposal submitted in relation to the published selection criteria.

SECTION 2. Section 60.463(e-1), Water Code, as added by this Act, applies only to a request for proposals, bids, or qualifications published or distributed by a navigation district or port authority on or after the effective date of this Act. A request for proposals, bids, or qualifications published or distributed before the effective date of this Act is governed by the law in effect at the time the request was published or distributed, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

H.B. No. 769

- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2005.

President of the Senate

Speaker of the House

I certify that H.B. No. 769 was passed by the House on April 14, 2005, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 769 on May 18, 2005, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 769 was passed by the Senate, with amendments, on May 17, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor