

1-1 By: Smith of Harris (Senate Sponsor - Janek) H.B. No. 769
1-2 (In the Senate - Received from the House April 18, 2005;
1-3 April 19, 2005, read first time and referred to Committee on
1-4 Natural Resources; May 9, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 9, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 769 By: Jackson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the deadline for evaluating and ranking competitive
1-11 sealed proposals for certain construction services submitted to a
1-12 navigation district or port authority.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 60.463, Water Code, is amended by adding
1-15 Section (e-1) to read as follows:

1-16 (e-1) Notwithstanding Subsection (e), if the district
1-17 demonstrates 45 days is not sufficient time for thorough
1-18 evaluation, the district may specify in the request for competitive
1-19 sealed proposals a deadline, not later than the 90th day after the
1-20 date of opening the proposals, to evaluate and rank each proposal
1-21 submitted in relation to the published selection criteria.

1-22 SECTION 2. Section 60.463(e-1), Water Code, as added by
1-23 this Act, applies only to a request for proposals, bids, or
1-24 qualifications published or distributed by a navigation district or
1-25 port authority on or after the effective date of this Act. A
1-26 request for proposals, bids, or qualifications published or
1-27 distributed before the effective date of this Act is governed by the
1-28 law in effect at the time the request was published or distributed,
1-29 and the former law is continued in effect for that purpose.

1-30 SECTION 3. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2005.

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