

By: Haggerty

H.B. No. 2905

A BILL TO BE ENTITLED

AN ACT

relating to the installation of water conservation systems in Texas Department of Criminal Justice facilities.

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

SECTION 1. Chapter 493, Government Code, is amended by adding Section 493.0101 to read as follows:

Sec. 493.0101. WATER CONSERVATION SYSTEMS FOR CORRECTIONAL FACILITIES. (a) The department shall contract with a private vendor, at no cost to the state, to install electronic water conservation systems on prison toilets, sinks, and showers.

(b) A private vendor contracting with the department under this section must:

(1) demonstrate that the electronic water conservation systems used will yield an annual cost savings of at least 50 percent of the amount of current plumbing operation costs;

(2) have a minimum of five years of verifiable experience with retrofit installations in correctional facilities;

(3) use technological equipment that has a five-year history of use in correctional facilities; and

(4) have demonstrable experience with the use and reuse of gray water.

(c) A contract between the department and a private vendor under this section must include a provision that will ensure a budget-neutral or positive fiscal impact on the state.

1 (d) The department shall contract for the installation of
2 the conservation systems in at least 15 correctional facilities
3 designated by the department. In designating a correctional
4 facility under this subsection, the department shall consider:

5 (1) the facility where the greatest amount of savings
6 can be achieved;

7 (2) the age of the facility; and

8 (3) the potential operational and security concerns of
9 the facility.

10 (e) A private vendor that contracts with the department
11 under this section may not receive any remuneration under the
12 contract until cost savings to the state have been verified.

13 (f) Not later than December 31, 2006, the department shall
14 submit a progress report to the lieutenant governor, the speaker of
15 the house of representatives, and the Legislative Budget Board.
16 The report must include an evaluation of the initial installation
17 of the water conservation systems, the effectiveness of the
18 technology used, and the amount of cost savings to the state. The
19 department may request assistance from the state auditor and the
20 Legislative Budget Board with the preparation of the report and the
21 calculation of savings.

22 SECTION 2. (a) Not later than October 1, 2005, the Texas
23 Department of Criminal Justice shall submit a request for proposals
24 from private vendors to provide water conservation systems under
25 Section 493.0101, Government Code, as added by this Act.

26 (b) The initial installation of the water conservation
27 systems described by Subsection (a) of this section shall begin not

1 later than February 1, 2006, and shall be completed by January 1,
2 2008.

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