

By: Haggerty

H.B. No. 2905

Substitute the following for H.B. No. 2905:

By: Hochberg

C.S.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;
and

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

(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.

(d) The department shall contract for the installation of

1 the conservation systems in at least 15 correctional facilities
2 designated by the department. In designating a correctional
3 facility under this subsection, the department shall consider:

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

6 (2) the age of the facility; and

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

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

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

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

25 (b) The initial installation of the water conservation
26 systems described by Subsection (a) of this section shall begin not
27 later than February 1, 2006, and shall be completed by January 1,

1 2008.

2 SECTION 3. 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, 2005.