

By: Van de Putte

S.B. No. 581

A BILL TO BE ENTITLED

AN ACT

relating to Texas Building and Procurement Commission requirements for certain purchases by the Veterans' Land Board.

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

SECTION 1. Subchapter C, Chapter 2155, Government Code, is amended by adding Section 2155.149 to read as follows:

Sec. 2155.149. CERTAIN PURCHASES BY VETERANS' LAND BOARD.

(a) The Veterans' Land Board is delegated all purchasing functions relating to veterans homes and veterans cemeteries.

(b) The Veterans' Land Board shall acquire goods and services by any procurement method that provides the best value to the Veterans' Land Board. The Veterans' Land Board shall consider the best value standards listed in Section 2155.074.

(c) The commission shall procure goods and services for the Veterans' Land Board at the request of the Veterans' Land Board, and the Veterans' Land Board may use the services of the commission in procuring goods and services.

SECTION 2. Section 2166.003(a), Government Code, is amended to read as follows:

(a) Unless otherwise provided, this chapter does not apply to:

(1) a project constructed by and for the Texas Department of Transportation;

(2) a project constructed by and for a state

1 institution of higher education;

2 (3) a pen, shed, or ancillary building constructed by
3 and for the Department of Agriculture for the processing of
4 livestock before export;

5 (4) a project constructed by the Parks and Wildlife
6 Department;

7 (5) a repair or rehabilitation project, except a major
8 renovation, of buildings and grounds on the commission inventory;

9 (6) a repair and rehabilitation project of another
10 using agency, if all labor for the project is provided by the
11 regular maintenance force of the using agency under specific
12 legislative authorization and the project does not require the
13 advance preparation of working plans or drawings;

14 (7) a repair and rehabilitation project involving the
15 use of contract labor, if the project has been excluded from this
16 chapter by commission rule and does not require the advance
17 preparation of working plans or drawings;

18 (8) an action taken by the Texas Natural Resource
19 Conservation Commission under Subchapter F or I, Chapter 361,
20 Health and Safety Code; ~~or~~

21 (9) a repair, rehabilitation, or construction project
22 on property owned by the Texas Department of Housing and Community
23 Affairs or the Texas State Affordable Housing Corporation; or

24 (10) a project constructed by and for the Veterans'
25 Land Board.

26 SECTION 3. The changes in law made by this Act apply only to
27 a contract or project for which the Veterans' Land Board first

1 advertises or otherwise solicits bids, proposals, offers, or
2 qualifications on or after the effective date of this Act. A
3 contract or project for which the Veterans' Land Board, or a state
4 agency acting on behalf of the Veterans' Land Board, first
5 advertised or otherwise solicited bids, offers, or qualifications
6 before that date is governed by the law in effect when the first
7 advertisement or solicitation was given, and the former law is
8 continued in effect for that purpose.

9 SECTION 4. This Act takes effect September 1, 2005.