

By: Duncan

S.B. No. 1547

A BILL TO BE ENTITLED

AN ACT

relating to the Department of Information Resources' management of state electronic and telecommunications services.

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

ARTICLE 1. STATE ELECTRONIC AND TELECOMMUNICATIONS PROJECTS

SECTION 1.01. Subchapter C, Chapter 2054, Government Code, is amended by adding Section 2054.0565 to read as follows:

Sec. 2054.0565. USE OF CONTRACTS BY OTHER GOVERNMENTAL ENTITIES. The department may allow a procurement contract entered into by the department, including a contract entered into under Section 2157.068, to be used by another state agency, a political subdivision of this state, or a governmental entity of another state.

SECTION 1.02. Section 2054.071, Government Code, is amended to read as follows:

Sec. 2054.071. IDENTITY OF MANAGER; CONSOLIDATION. (a) The individual required to sign a state agency's strategic plan under Subchapter E, or that individual's designated representative, shall serve as the agency's information resources manager.

(b) A representative designated under Subsection (a) may be designated to serve as a joint information resources manager by two or more state agencies. The department must approve the joint designation.

SECTION 1.03. Section 2054.074, Government Code, is amended

1 to read as follows:

2 Sec. 2054.074. RESPONSIBILITY TO PREPARE OPERATING PLANS.

3 (a) The information resources manager shall prepare the biennial  
4 operating plans under Subchapter E.

5 (b) A joint information resources manager may, to the extent  
6 appropriate, consolidate the operating plans of each agency for  
7 which the manager serves under Section 2054.071.

8 SECTION 1.04. Section 2054.096, Government Code, is amended  
9 by adding Subsection (c) to read as follows:

10 (c) Each state agency shall use state commodity hardware  
11 configurations as a part of the agency's planning under this  
12 section. The department shall specify the state commodity hardware  
13 configurations in its instructions for the preparations of agency  
14 strategic plans.

15 SECTION 1.05. Subchapter E, Chapter 2054, Government Code,  
16 is amended by adding Section 2054.1015 to read as follows:

17 Sec. 2054.1015. PLANNED PROCUREMENT SCHEDULES FOR  
18 COMMODITY HARDWARE. (a) A state agency must provide a planned  
19 procurement schedule for commodity hardware to the department  
20 before the agency's operating plan may be approved under Section  
21 2054.102.

22 (b) The department shall use information contained in the  
23 schedules to plan future vendor solicitations of commodity  
24 hardware.

25 (c) A state agency shall notify the department and the  
26 Legislative Budget Board if the agency makes a substantive change  
27 to a planned procurement schedule for commodity hardware.

1 SECTION 1.06. Chapter 2054, Government Code, is amended by  
2 adding Subchapter J to read as follows:

3 SUBCHAPTER J. TEXAS PROJECT DELIVERY FRAMEWORK

4 Sec. 2054.301. APPLICABILITY. This subchapter applies only  
5 to a major information resources project.

6 Sec. 2054.302. GUIDELINES; FORMS. (a) A state agency shall  
7 prepare each document required by this subchapter in a manner  
8 consistent with department guidelines.

9 (b) The department shall develop and provide guidelines and  
10 forms for the documents required by this subchapter.

11 (c) The department shall work with state agencies in  
12 developing the guidelines and forms.

13 Sec. 2054.303. BUSINESS CASE AND STATEWIDE IMPACT ANALYSIS.

14 (a) For each proposed major information resources project, a state  
15 agency must prepare:

16 (1) a business case providing the initial  
17 justification for the project, including the anticipated return on  
18 investment in terms of cost savings and efficiency for the project;  
19 and

20 (2) a statewide impact analysis of the project's  
21 effect on the state's common information resources infrastructure,  
22 including the possibility of reusing code or other resources.

23 (b) The agency shall file the documents with the department  
24 and the Legislative Budget Board at the same time the agency files  
25 its legislative appropriations request.

26 (c) The department shall use the analysis to ensure that the  
27 proposed project does not unnecessarily duplicate existing

1 statewide information resources technology.

2 Sec. 2054.304. PROJECT PLANS. (a) A state agency shall  
3 develop a project plan for each major information resources  
4 project.

5 (b) Except as provided by Subsection (c), the state agency  
6 must file the project plan with the quality assurance team before  
7 the agency:

8 (1) spends more than 10 percent of allocated funds for  
9 the project; or

10 (2) first issues a vendor solicitation for the  
11 project.

12 (c) The Texas Building and Procurement Commission may not  
13 issue a vendor solicitation for a project unless the project plan  
14 has been filed under this section.

15 (d) If a project will involve vendor solicitations, the  
16 project plan must include a procurement plan with anticipated  
17 service levels and performance standards for each vendor.

18 Sec. 2054.305. INDEPENDENT VALIDATION AND VERIFICATION.

19 (a) A state agency shall budget for and incorporate an independent  
20 validation and verification plan with the project plan required  
21 under Section 2054.304.

22 (b) The department shall establish standards for:

23 (1) validation services provided by vendors; and

24 (2) validation services provided by state agencies,  
25 including standards regarding department approval of  
26 agency-provided validation services.

27 (c) If a state agency decides to perform validation services

1 for its own project, the agency's validation services providers  
2 must operate independently from the agency's project delivery  
3 teams.

4 (d) In addition to the plan required under Subsection (a), a  
5 state agency shall periodically submit an independent validation  
6 and verification report to the agency's executive director and to  
7 the department. The department shall determine the frequency and  
8 content of the report in its guidelines.

9 Sec. 2054.306. POST-IMPLEMENTATION REVIEW. After  
10 implementation of a major information resources project, a state  
11 agency shall prepare a post-implementation review. The agency  
12 shall provide the review to the agency's executive director and to  
13 the department.

14 Sec. 2054.307. APPROVAL BY STATE AGENCIES. A state  
15 agency's executive director, its designated project manager, and  
16 the agency employee in charge of information security for the  
17 agency must approve and sign each document required by this  
18 subchapter.

19 SECTION 1.07. Chapter 2054, Government Code, is amended by  
20 adding Subchapter L to read as follows:

21 SUBCHAPTER L. STATEWIDE INFORMATION CENTERS

22 Sec. 2054.375. DEFINITION. In this subchapter, "statewide  
23 information center" means a statewide information center  
24 established or operated under this subchapter.

25 Sec. 2054.376. APPLICABILITY. This subchapter applies to  
26 all information resources technologies, including consolidated  
27 data center services and telecommunications services provided

1 under Chapter 2170, that are:

2 (1) obtained by a state agency using state money; or

3 (2) used by a state agency.

4 Sec. 2054.377. SCOPE OF OPERATION OF CENTERS. (a) The  
5 department may operate statewide information centers to provide two  
6 or more state agencies, on a cost-sharing basis, services relating  
7 to:

8 (1) information resources and information resources  
9 technology; and

10 (2) the deployment and development of statewide  
11 applications.

12 (b) The department may operate a statewide information  
13 center directly or contract with another person to operate the  
14 center.

15 Sec. 2054.378. RULES. The department shall adopt rules and  
16 guidelines to implement this subchapter and Chapter 2170.

17 Sec. 2054.379. FEES. The department shall set and charge a  
18 fee to each state agency that receives a service from a statewide  
19 information center in an amount sufficient to cover the direct and  
20 indirect cost of providing the service.

21 Sec. 2054.380. STATEWIDE INFORMATION CENTERS FOR DATA OR  
22 DISASTER RECOVERY SERVICES; USE REQUIRED. (a) The department  
23 shall manage the operations of statewide information centers that  
24 provide data center services or disaster recovery services for two  
25 or more state agencies, including management of the operations of  
26 the center on the campus of Angelo State University.

27 (b) The department by rule shall describe the data services

1 provided by statewide information centers.

2 (c) Each state agency shall use statewide information  
3 centers for data center services and for disaster recovery  
4 services.

5 (d) A state agency may not spend appropriated money to  
6 contract or issue purchase orders for data center services or  
7 disaster recovery services unless the executive director approves  
8 the expense. The department may establish appropriate thresholds  
9 and procedures for securing approval under this subsection.

10 Sec. 2054.381. TELECOMMUNICATIONS SERVICES. The  
11 department shall manage a statewide information center to provide a  
12 system of telecommunications services for all state agencies in  
13 accordance with this chapter and Chapter 2170.

14 Sec. 2054.382. ESTABLISHMENT OF ADDITIONAL CENTERS. (a)  
15 The department may establish additional statewide information  
16 centers as provided by this section.

17 (b) The department may not establish a center under this  
18 section unless the executive director determines in writing that  
19 consolidating operations or services of selected state agencies  
20 will promote efficiency and effectiveness and provide the best  
21 value for the state.

22 (c) The department shall provide at least 30 days' notice to  
23 the board of the department's intent to establish a new statewide  
24 information center that will require entering into an interagency  
25 contract under Section 2054.385(b).

26 (d) Not earlier than the 31st day after the date the board  
27 receives the notice under Subsection (c), the board shall approve

1 or disapprove the establishment of the statewide information  
2 center. The department may not establish the center unless the  
3 board approves of the establishment.

4 Sec. 2054.383. USE OF STATEWIDE INFORMATION CENTERS  
5 REQUIRED. (a) If the department becomes aware that a state agency  
6 is not using a statewide information center for operations or  
7 services in accordance with the interagency contract entered into  
8 under Section 2054.385(b) and as directed by the department, the  
9 department shall notify the comptroller, the Legislative Budget  
10 Board, and the affected state agency of the violation.

11 (b) After notification under Subsection (a), the state  
12 agency may not spend appropriated money for operations or services  
13 the agency was selected to receive through a statewide information  
14 center without the prior approval of the executive director.

15 Sec. 2054.384. NOTICE OF SELECTION. (a) After  
16 establishment of a statewide information center has been approved  
17 under Section 2054.382(d), the department shall provide notice to  
18 each state agency selected to receive services through the center.  
19 The notice must include:

20 (1) a copy of the determination of the executive  
21 director under Section 2054.382(b);

22 (2) the state agency operations selected for  
23 consolidation at a statewide information center;

24 (3) the scope of services to be provided to the agency;  
25 and

26 (4) the implementation schedule for that agency.

27 (b) Each state agency shall identify its particular



1 requirements and requested service levels for the department. The  
2 department shall fulfill the requirements and service levels of  
3 each state agency to the extent possible and to the extent that  
4 money is available for those purposes.

5 Sec. 2054.385. INTERAGENCY CONTRACT; PRIOR APPROVAL OF  
6 EXPENDITURES. (a) A state agency that is selected under Section  
7 2054.384 to receive services or to have operations performed  
8 through a statewide information center may not, except as provided  
9 by Subsection (b), spend appropriated money for the identified  
10 operations and services without the prior approval of the  
11 Legislative Budget Board.

12 (b) Unless the Legislative Budget Board grants prior  
13 approval for the selected state agency to spend appropriated money  
14 for the identified operations or services in another specified  
15 manner, the selected agency shall enter into an interagency  
16 contract with the department to receive the identified services and  
17 have the identified operations performed through the statewide  
18 information center. Amounts charged to the selected agency under  
19 the interagency contract shall be based on the fees set by the  
20 department under Section 2054.379 but may not exceed the amounts  
21 expected to be necessary to cover the direct and indirect costs of  
22 performing operations and providing services under the contract.

23 (c) Not later than the 15th business day after the date the  
24 selected state agency is notified of its selection under Section  
25 2054.384, the agency may request the Legislative Budget Board to  
26 grant its prior approval for the agency to spend appropriated money  
27 for the identified operations or services in a manner other than

1 through an interagency contract with the department under  
2 Subsection (b).

3 (d) The request to the Legislative Budget Board must:

4 (1) be in writing;

5 (2) include a copy of the selection determination made  
6 by the executive director; and

7 (3) demonstrate that the decision of the executive  
8 director to select the agency will probably:

9 (A) fail to achieve meaningful cost savings for  
10 the state; or

11 (B) result in an unacceptable loss of  
12 effectiveness or operational efficiency.

13 (e) If the Legislative Budget Board determines that an  
14 interagency contract between the department and the selected state  
15 agency under Subsection (b) will fail to achieve meaningful cost  
16 savings for the state or result in an unacceptable loss of  
17 effectiveness or operational efficiency at the selected agency, the  
18 Legislative Budget Board may grant its prior approval for the  
19 selected agency to spend appropriated money for the identified  
20 operations or services in another specified manner, in which event  
21 the selected agency is not required to enter into an interagency  
22 contract under Subsection (b).

23 (f) The Legislative Budget Board shall notify the state  
24 agency, the executive director, and the comptroller of its  
25 decision.

26 Sec. 2054.386. TRANSFER OF OWNERSHIP. (a) The department  
27 may require a state agency that enters into an interagency contract

1 under Section 2054.385(b) to transfer to the department ownership,  
2 custody, or control of resources that the department determines are  
3 necessary to provide the operations or services, through the  
4 statewide information center, for which the agency was selected.

5 These resources may include:

6 (1) information resources;

7 (2) information resources technologies;

8 (3) full-time equivalent positions; and

9 (4) any other resources determined necessary by the  
10 department.

11 (b) The department shall advise the governor, the  
12 lieutenant governor, and the speaker of the house of  
13 representatives regarding the expected savings to be received for  
14 each state agency from which ownership, custody, or control is  
15 transferred under this section.

16 Sec. 2054.387. TRANSITION SCHEDULES. The department shall  
17 establish transition schedules for the transfer of state agency  
18 operations and services to statewide information centers under this  
19 subchapter.

20 SECTION 1.08. Section 2157.068, Government Code, is amended  
21 to read as follows:

22 Sec. 2157.068. PURCHASE OF COMMODITY [~~SOFTWARE~~] ITEMS. (a)  
23 In this section, "commodity[+]

24 [~~(1) "Commodity software~~] items" means commercial  
25 software, hardware, or technology services [~~for personal~~  
26 ~~computers~~] that are [~~is~~] generally available to businesses or the  
27 public and for which the department determines that a reasonable

1 demand exists in state agencies.

2           ~~[(2) "Department" means the Department of Information~~  
3 ~~Resources.]~~

4           (b) The department shall negotiate with catalog information  
5 systems vendors to attempt to obtain a favorable price for all of  
6 state government on licenses for commodity ~~[software]~~ items, based  
7 on the aggregate volume of purchases expected to be made by the  
8 state. The terms and conditions of a license agreement between a  
9 vendor and the department under this section may not be less  
10 favorable to the state than the terms of similar license agreements  
11 between the vendor and retail distributors.

12           (c) The department may charge a reasonable administrative  
13 fee to a state agency, ~~[or]~~ political subdivision of this state, or  
14 governmental entity of another state that purchases commodity  
15 ~~[software]~~ items through the department in an amount that is  
16 sufficient to recover costs associated with the administration of  
17 this section.

18           (d) The department shall compile and maintain a list of  
19 commodity ~~[software]~~ items available for purchase through the  
20 department that have a lower price than the prices for commodity  
21 ~~[software]~~ items otherwise available to state agencies under this  
22 chapter. The department shall make the list available on the world  
23 wide web or on a suitable successor to the world wide web if the  
24 technological developments involving the Internet make it  
25 advisable to do so.

26           (e) The department may adopt rules regulating a purchase by  
27 a state agency of a commodity ~~[software]~~ item under this section,

1 including a requirement that, notwithstanding other provisions of  
2 this chapter, the agency must make the purchase in accordance with a  
3 contract developed by the department unless the agency obtains a  
4 waiver from the department.

5 (f) The department shall, in cooperation with state  
6 agencies, establish guidelines for the classification of commodity  
7 items under this section. The department may determine when a  
8 statewide vendor solicitation for a commodity item will reduce  
9 purchase prices for a state agency.

10 SECTION 1.09. Section 2170.051, Government Code, is amended  
11 to read as follows:

12 Sec. 2170.051. MANAGEMENT AND USE OF SYSTEM. (a) The  
13 department shall manage the operation of a system of  
14 telecommunications services for all state agencies. [~~Each agency~~  
15 ~~shall identify its particular requirements for telecommunications~~  
16 ~~services and the site at which the services are to be provided.~~]

17 (b) The consolidated telecommunications system is a  
18 statewide information center service provided under this chapter  
19 and Subchapter L, Chapter 2054 [~~department shall fulfill the~~  
20 ~~telecommunications requirements of each state agency to the extent~~  
21 ~~possible and to the extent that money is appropriated or available~~  
22 ~~for that purpose].~~

23 (c) A state agency shall use the consolidated  
24 telecommunications system to the fullest extent possible. [~~A state~~  
25 ~~agency may not acquire telecommunications services unless the~~  
26 ~~telecommunications planning and oversight council determines that~~  
27 ~~the agency's requirement for telecommunications services cannot be~~

1 ~~met at a comparable cost by the consolidated telecommunications~~  
2 ~~system.]~~

3 (d) A state agency may not spend appropriated money to  
4 contract or issue purchase orders for telecommunications services  
5 unless the executive director of the department approves the  
6 expense. The department may establish appropriate thresholds and  
7 procedures for securing approval under this subsection [~~enter into~~  
8 ~~or renew a contract with a carrier or other provider of~~  
9 ~~telecommunications services without obtaining a waiver from the~~  
10 ~~telecommunications planning and oversight council certifying that~~  
11 ~~the requested telecommunications services cannot be provided at a~~  
12 ~~comparable cost on the consolidated telecommunications system. The~~  
13 ~~telecommunications planning and oversight council shall evaluate~~  
14 ~~requests for waivers based on cost-effectiveness to the state~~  
15 ~~government as a whole. A waiver may be granted only for a specific~~  
16 ~~period and will automatically expire on the stated expiration date~~  
17 ~~unless an extension is approved by the telecommunications planning~~  
18 ~~and oversight council. A contract for telecommunications services~~  
19 ~~obtained under waiver may not extend beyond the expiration date of~~  
20 ~~the waiver. If the telecommunications planning and oversight~~  
21 ~~council becomes aware of any state agency receiving~~  
22 ~~telecommunications services without a waiver, the~~  
23 ~~telecommunications planning and oversight council shall notify the~~  
24 ~~agency and the comptroller. The state agency shall have 60 days~~  
25 ~~after notification by the telecommunications planning and~~  
26 ~~oversight council in which to submit a waiver request to the~~  
27 ~~telecommunications planning and oversight council documenting the~~

1 ~~agency's reasons for bypassing the consolidated telecommunications~~  
2 ~~system and otherwise providing all information required by the~~  
3 ~~waiver application form].~~

4 ARTICLE 2. CONFORMING AMENDMENTS

5 SECTION 2.01. Section 2157.001, Government Code, is amended  
6 to read as follows:

7 Sec. 2157.001. DEFINITIONS. In this chapter:

8 (1) "Automated information system" includes:

9 (A) the computers and computer devices on which  
10 an information system is automated, including computers and  
11 computer devices that the commission identifies in guidelines  
12 developed by the commission in consultation with the department  
13 [~~Department of Information Resources~~] and in accordance with  
14 Chapter 2054 and rules adopted under that chapter;

15 (B) a service related to the automation of an  
16 information system, including computer software or computers;

17 (C) a telecommunications apparatus or device  
18 that serves as a component of a voice, data, or video communications  
19 network for transmitting, switching, routing, multiplexing,  
20 modulating, amplifying, or receiving signals on the network, and  
21 services related to telecommunications that are not covered under  
22 Paragraph (D); and

23 (D) for the department [~~Department of~~  
24 ~~Information Resources~~], as telecommunications provider for the  
25 state, the term includes any service provided by a  
26 telecommunications provider, as that term is defined by Section  
27 51.002, Utilities Code.

1           (2) "Department" means the Department of Information  
2 Resources.

3           SECTION 2.02. Section 2157.003, Government Code, is amended  
4 to read as follows:

5           Sec. 2157.003. DETERMINING BEST VALUE FOR PURCHASES OF  
6 AUTOMATED INFORMATION SYSTEMS. "Best value" for purposes of this  
7 chapter means the lowest overall cost of an automated information  
8 system. In determining the lowest overall cost for a purchase or  
9 lease of an automated information system under this chapter, the  
10 commission or a state agency shall consider factors including:

11           (1) the purchase price;

12           (2) the compatibility to facilitate the exchange of  
13 existing data;

14           (3) the capacity for expanding and upgrading to more  
15 advanced levels of technology;

16           (4) quantitative reliability factors;

17           (5) the level of training required to bring persons  
18 using the system to a stated level of proficiency;

19           (6) the technical support requirements for the  
20 maintenance of data across a network platform and the management of  
21 the network's hardware and software;

22           (7) the compliance with applicable department  
23 [~~Department of Information Resources~~] statewide standards  
24 validated by criteria adopted by the department by rule; and

25           (8) applicable factors listed in Sections 2155.074 and  
26 2155.075.

27           SECTION 2.03. Section 2157.005(a), Government Code, is



1 amended to read as follows:

2 (a) The commission and the department [~~Department of~~  
3 ~~Information Resources~~], in consultation with other state agencies  
4 and after public comment, shall develop a technology access clause  
5 to be included in all contracts entered into by the state or state  
6 agencies that involve the acquisition of an automated information  
7 system.

8 SECTION 2.04. Section 2157.063(b), Government Code, is  
9 amended to read as follows:

10 (b) In determining which goods or services are in the  
11 state's best interest, the agency shall consider:

12 (1) the installation and hardware costs;

13 (2) the overall life-cycle cost of the system or  
14 equipment;

15 (3) the estimated cost of employee training and  
16 estimated increase in employee productivity;

17 (4) the estimated software and maintenance costs; and

18 (5) the rules that prescribe applicable statewide  
19 standards adopted by the department [~~Department of Information~~  
20 ~~Resources~~].

21 SECTION 2.05. Sections 2157.121(b) and (c), Government  
22 Code, are amended to read as follows:

23 (b) A state agency, other than the department [~~Department of~~  
24 ~~Information Resources~~], shall send its proposal specifications and  
25 criteria to the commission for approval or request the commission  
26 to develop the proposal specifications and criteria.

27 (c) The department [~~Department of Information Resources~~]

1 may acquire a telecommunications device, system, or service or an  
2 automated information system by using competitive sealed proposals  
3 without regard to whether the commission makes the determination  
4 required under Subsection (a) for other state agencies.

5 SECTION 2.06. Section 2157.181(a), Government Code, is  
6 amended to read as follows:

7 (a) The commission, with the concurrence of the department  
8 [~~Department of Information Resources~~], may negotiate with vendors  
9 preapproved terms and conditions to be included in contracts  
10 relating to the purchase or lease of a telecommunication device,  
11 system, or service or an automated information system awarded to a  
12 vendor by a state agency.

13 SECTION 2.07. Section 2157.182, Government Code, is amended  
14 to read as follows:

15 Sec. 2157.182. VALIDITY OF PREAPPROVED TERMS AND  
16 CONDITIONS; RENEGOTIATION. (a) Preapproved terms and conditions  
17 to which a vendor, the commission, and the department [~~Department~~  
18 ~~of Information Resources~~] agree are valid for two years after the  
19 date of the agreement and must provide that the terms and conditions  
20 are to be renegotiated before the end of the two years.

21 (b) The commission and the department [~~Department of~~  
22 ~~Information Resources~~] jointly shall establish procedures to  
23 ensure that terms and conditions are renegotiated before they  
24 expire in a contract between the vendor and a state agency.

25 SECTION 2.08. Section 2157.184, Government Code, is amended  
26 to read as follows:

27 Sec. 2157.184. NOTIFICATION OF STATE AGENCIES AND VENDORS.

1 The commission and the department [~~Department of Information~~  
2 ~~Resources~~] jointly shall establish procedures to notify state  
3 agencies and potential vendors of the provisions of this subchapter  
4 regarding preapproved terms and conditions.

5 ARTICLE 3. REPEALER; TRANSITION; EFFECTIVE DATE

6 SECTION 3.01. Sections 2054.201(c) and 2055.061,  
7 Government Code, are repealed.

8 SECTION 3.02. (a) The Department of Information Resources  
9 shall conduct a statewide assessment of information technology  
10 security resources and practices of state agencies.

11 (b) Not later than December 31, 2005, the department shall  
12 report the results of its assessment to the governor, the  
13 lieutenant governor, and the speaker of the house of  
14 representatives.

15 (c) The assessment and report prepared under this section  
16 are confidential. Chapter 552, Government Code, does not apply to  
17 the assessment or the report.

18 SECTION 3.03. (a) The Department of Information Resources,  
19 in coordination with the Legislative Budget Board, the Texas  
20 Building and Procurement Commission, and the comptroller, shall  
21 analyze current automated information systems of state agencies to  
22 determine how the systems may be combined to more effectively  
23 synchronize strategic planning, budgeting, and reporting of  
24 technology expenditures, assets, and projects.

25 (b) Not later than December 31, 2005, the department shall  
26 report the results of its analysis to the governor, the lieutenant  
27 governor, and the speaker of the house of representatives.

1           SECTION 3.04. The changes in law made by this Act apply only  
2 to a contract for which the initial notice soliciting bids or  
3 proposals is given on or after the effective date of this Act. A  
4 contract for which the initial notice soliciting bids or proposals  
5 is given before that date is governed by the law in effect when the  
6 initial notice is given, and the former law is continued in effect  
7 for that purpose.

8           SECTION 3.05. This Act takes effect September 1, 2005.