

By: Deshotel

H.B. No. 1022

A BILL TO BE ENTITLED

AN ACT

relating to a preference in state purchasing for products from disaster areas.

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

SECTION 1. Subchapter H, Chapter 2155, Government Code, is amended by adding Section 2155.454 to read as follows:

Sec. 2155.454. PREFERENCE TO GOODS FROM DISASTER AREA. (a)
In this section, "disaster area" means an area of this state that
has been declared a disaster area by:

(1) the governor under Chapter 418; or
(2) the president of the United States under the
Robert T. Stafford Disaster Relief and Emergency Assistance Act (42
U.S.C. Section 5121 et seq.).

(b) The comptroller and each state agency procuring goods
shall give preference to goods produced in a disaster area if:

(1) the cost of the goods does not exceed the cost of
other similar goods that are not produced in a disaster area; and

(2) the quality of the goods equals or exceeds the
quality of other similar goods that are not produced in a disaster
area.

(c) The preference required by this section applies
beginning on the date the area is first declared to be a disaster
area and ending on the first anniversary of that date, regardless of
the date the declaration terminates or expires.

1 (d) The comptroller and each state agency procuring goods
2 shall adopt rules to implement this section.

3 SECTION 2. As soon as practicable after the effective date
4 of this Act, the comptroller of public accounts and each state
5 agency procuring goods shall adopt rules necessary to implement
6 Section 2155.454, Government Code, as added by this Act.

7 SECTION 3. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2009.