

1-1 By: Hopson (Senate Sponsor - Nichols) H.B. No. 3668
1-2 (In the Senate - Received from the House May 6, 2009;
1-3 May 7, 2009, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 18, 2009, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 18, 2009, sent to
1-6 printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the injunction of municipal purchasing contracts.
1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-11 SECTION 1. Section 252.061, Local Government Code, is
1-12 amended to read as follows:
1-13 Sec. 252.061. INJUNCTION. If the contract is made without
1-14 compliance with this chapter, it is void and the performance of the
1-15 contract, including the payment of any money under the contract,
1-16 may be enjoined by:
1-17 (1) any property tax paying resident of the
1-18 municipality; or
1-19 (2) a person who submitted a bid for a contract for
1-20 which the competitive sealed bidding requirement applies,
1-21 regardless of residency, if the contract is for the construction of
1-22 public works.
1-23 SECTION 2. The change in law made by this Act applies only
1-24 to a contract entered into on or after the effective date of this
1-25 Act. A contract entered into before the effective date of this Act
1-26 is governed by the law in effect immediately before that date, and
1-27 the former law is continued in effect for that purpose.
1-28 SECTION 3. This Act takes effect September 1, 2009.

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