

By: Anderson of McLennan, Smith of Harris,  
et al.

H.B. No. 800

Substitute the following for H.B. No. 800:

By: Callegari

C.S.H.B. No. 800

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to an interlocal contract between a governmental entity  
3 and a purchasing cooperative to purchase roofing materials or  
4 services.

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

6 SECTION 1. Section 791.011, Government Code, is amended by  
7 adding Subsections (h-1) and (h-2) to read as follows:

8 (h-1) In this subsection, "roofing materials or services"  
9 includes materials or services for repair or replacement of a roof.  
10 An interlocal contract between a governmental entity and a  
11 purchasing cooperative may not be used to purchase roofing  
12 materials or services from a person who provided consulting  
13 services to the cooperative on the contract, including providing  
14 specifications for bids on the contract. This prohibition also  
15 applies to:

16 (1) a person that is an agent, subsidiary, or parent  
17 company of the person who consulted with the cooperative; or

18 (2) a person related in the second degree of  
19 consanguinity or affinity to a person who consulted with the  
20 cooperative.

21 (h-2) The prohibition under Subsection (h-1) does not apply  
22 to a renewal of a contract based on a request for proposal  
23 submitted, or substantially similar to a request for proposal  
24 submitted, before September 1, 2011, if the contract is renewed

1 before September 1, 2012. This subsection expires September 1,  
2 2012.

3           SECTION 2. The change in law made by this Act to Section  
4 791.011, Government Code, applies only to an interlocal contract or  
5 an amendment to, supplement to, or waiver of a provision of a  
6 contract made on or after the effective date of this Act. An  
7 interlocal contract or an amendment to, supplement to, or waiver of  
8 a provision of a contract made before the effective date of this Act  
9 is governed by the law in effect when the contract or amendment,  
10 supplement, or waiver was made, and the former law is continued for  
11 that purpose.

12           SECTION 3. This Act takes effect September 1, 2011.