

1-1 By: Martinez (Senate Sponsor - Hinojosa) H.B. No. 3730  
1-2 (In the Senate - Received from the House May 12, 2011;  
1-3 May 12, 2011, read first time and referred to Committee on  
1-4 Transportation and Homeland Security; May 20, 2011, reported  
1-5 favorably by the following vote: Yeas 9, Nays 0; May 20, 2011,  
1-6 sent to printer.)

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

1-9 relating to certain privatization of maintenance contracts awarded  
1-10 by the Texas Department of Transportation.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 223.042(c), Transportation Code, is  
1-13 amended to read as follows:

1-14 (c) The department may award a contract under this section  
1-15 as a purchase of service under Subtitle D, Title 10, Government  
1-16 Code, if the department:

1-17 (1) estimates that the contract will involve an amount  
1-18 for which a formal solicitation process for the purchase of  
1-19 services is not required under rules relating to the delegation of  
1-20 purchasing authority to state agencies adopted by the comptroller  
1-21 under Subchapter C, Chapter 2155, Government Code [less than  
1-22 \$15,000]; and

1-23 (2) determines that the competitive bidding procedure  
1-24 in this chapter is not practical.

1-25 SECTION 2. This Act takes effect immediately if it receives  
1-26 a vote of two-thirds of all the members elected to each house, as  
1-27 provided by Section 39, Article III, Texas Constitution. If this  
1-28 Act does not receive the vote necessary for immediate effect, this  
1-29 Act takes effect September 1, 2011.

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