

By: Van de Putte
Davis
(Garza)

S.B. No. 327

A BILL TO BE ENTITLED

1 AN ACT
2 relating to including certain veterans service organizations as
3 small businesses for the purpose of state contracting.

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

5 SECTION 1. Subsection (a), Section 2155.505, Government
6 Code, is amended by amending Subdivision (2) and adding Subdivision
7 (3) to read as follows:

8 (2) "Small business" means a small business concern as
9 defined by regulations of the United States Small Business
10 Administration in 13 C.F.R. Section 121.201 or a veterans service
11 agency.

12 (3) "Veterans service agency" means a community-based
13 organization that:

14 (A) is exempt from taxation under Section 501(a),
15 Internal Revenue Code of 1986, as an organization described in
16 Section 501(c)(3) of that code;

17 (B) has as its principal purpose to provide
18 housing, substance abuse treatment, case management services, and
19 employment training to low-income veterans, disabled veterans, and
20 homeless veterans and their families; and

21 (C) employs veterans to provide at least 75
22 percent of the hours of direct labor by individuals required to
23 produce goods or provide services required under a contract entered

1 into under this section.

2 SECTION 2. Subsection (a), Section 2155.505, Government
3 Code, as amended by this Act, applies only to a contract for the
4 procurement of goods and services for which the solicitation of
5 bids or proposals, request for proposals, or similar required
6 notification as to the goods or services is published on or after
7 September 1, 2011. A contract for the procurement of goods and
8 services for which the solicitation of bids or proposals, request
9 for proposals, or similar required notification as to the goods or
10 services is published before September 1, 2011, is governed by the
11 law in effect at the time the solicitation, request, or
12 notification is published, and that law is continued in effect for
13 that purpose.

14 SECTION 3. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2011.