

1-1 By: Van de Putte, Davis S.B. No. 327
1-2 (In the Senate - Filed January 10, 2011; February 2, 2011,
1-3 read first time and referred to Committee on Government
1-4 Organization; March 24, 2011, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; March 24, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to including certain veterans service organizations as
1-9 small businesses for the purpose of state contracting.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (a), Section 2155.505, Government
1-12 Code, is amended by amending Subdivision (2) and adding Subdivision
1-13 (3) to read as follows:

1-14 (2) "Small business" means a small business concern as
1-15 defined by regulations of the United States Small Business
1-16 Administration in 13 C.F.R. Section 121.201 or a veterans service
1-17 agency.

1-18 (3) "Veterans service agency" means a community-based
1-19 organization that:

1-20 (A) is exempt from taxation under Section 501(a),
1-21 Internal Revenue Code of 1986, as an organization described in
1-22 Section 501(c)(3) of that code;

1-23 (B) has as its principal purpose to provide
1-24 housing, substance abuse treatment, case management services, and
1-25 employment training to low-income veterans, disabled veterans, and
1-26 homeless veterans and their families; and

1-27 (C) employs veterans to provide at least 75
1-28 percent of the hours of direct labor by individuals required to
1-29 produce goods or provide services required under a contract entered
1-30 into under this section.

1-31 SECTION 2. Subsection (a), Section 2155.505, Government
1-32 Code, as amended by this Act, applies only to a contract for the
1-33 procurement of goods and services for which the solicitation of
1-34 bids or proposals, request for proposals, or similar required
1-35 notification as to the goods or services is published on or after
1-36 September 1, 2011. A contract for the procurement of goods and
1-37 services for which the solicitation of bids or proposals, request
1-38 for proposals, or similar required notification as to the goods or
1-39 services is published before September 1, 2011, is governed by the
1-40 law in effect at the time the solicitation, request, or
1-41 notification is published, and that law is continued in effect for
1-42 that purpose.

1-43 SECTION 3. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2011.

1-48 * * * * *