

By: Wentworth  
(Huberty)

S.B. No. 1113

A BILL TO BE ENTITLED

AN ACT

relating to certain contracts entered into by school districts for another entity to provide food services at one or more district schools.

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

SECTION 1. Section 44.031, Education Code, is amended by adding Subsection (n) to read as follows:

(n) A school district contract to which Subsection (a) applies under which the district contracts with another entity for that entity to manage or otherwise provide food services at one or more district schools must require that any other contract the entity makes in performance of its duties under the contract with the district and to which Subsection (a) would apply if the district were making the contract be made:

(1) under the method listed by Subsection (a) that provides the best value to the entity and the district;

(2) with consideration of the factors specified under Subsection (b) and, as applicable, under Subsection (b-1), in determining to whom to award the contract; and

(3) as provided by Subsection (g).

SECTION 2. Subsection (n), Section 44.031, Education Code, as added by this Act, applies only to a contract entered into on or after the effective date of this Act by a school district with another entity for that entity to manage or otherwise provide food

1 services at one or more district schools. A contract entered into  
2 before the effective date of this Act by a school district with  
3 another entity for that entity to manage or otherwise provide food  
4 services at one or more district schools is governed by the law in  
5 effect on the date the contract was entered into, and that law is  
6 continued in effect for that purpose.

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