

Amend CSSB 4 (senate committee printing) as follows:

(1) In SECTION 2.02 of the bill, in proposed Section 15.431, Water Code (page 3, between lines 26 and 27), insert the following:

(3) "Historically underutilized business" has the meaning assigned by Section 2161.001, Government Code.

(2) In SECTION 2.02 of the bill, in proposed Section 15.431(3), Water Code (page 3, line 27), strike "(3)" and substitute "(4)".

(3) In SECTION 2.02 of the bill, in proposed Section 15.435, Water Code, between Subsections (g) and (h) of the section (page 6, between lines 11 and 12), insert the following:

(h) The board may not direct the trust company to enter into a bond enhancement agreement with respect to bonds issued by the board the proceeds of which may be used to provide financial assistance to an applicant unless at the time of the request the applicant has acknowledged its legal obligation to comply with any applicable requirements of:

(1) federal law relating to contracting with disadvantaged business enterprises; and

(2) state law relating to contracting with historically underutilized businesses.

(4) Reletter the subsequent subsections of proposed Section 15.435, Water Code, and cross-references to those subsections accordingly.

(5) In SECTION 2.02 of the bill, at the end of proposed Section 15.438, Water Code (page 9, between lines 20 and 21), add the following:

(n) The executive administrator shall provide an annual report to the advisory committee on:

(1) the board's compliance with statewide annual goals relating to historically underutilized businesses; and

(2) the participation level of historically underutilized businesses in projects that receive funding related to a bond enhancement agreement under this subchapter.

(o) If the aggregate level of participation by historically underutilized businesses in projects that receive funding related to a bond enhancement agreement under this subchapter does not meet

statewide annual goals adopted under Chapter 2161, Government Code,
the advisory committee shall make recommendations to the board to
improve the participation level.