

By: Leach

H.B. No. 2958

A BILL TO BE ENTITLED

AN ACT

relating to the applicability of competitive bidding or competitive sealed proposal requirements to agencies or instrumentalities of, or agreements between, governmental entities subject to competitive procurement requirements.

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

SECTION 1. Subchapter Z, Chapter 271, Local Government Code, is amended by adding Section 271.909 to read as follows:

Sec. 271.909. COMPETITIVE REQUIREMENTS APPLICABLE TO CERTAIN AGENCIES, INSTRUMENTALITIES, AND AGREEMENTS. (a) In this section, "governmental entity" means a county, municipality, district, or other political subdivision of this state.

(b) To the extent that a governmental entity is required by statute to award a contract using competitive bidding or competitive sealed proposals, an agency or instrumentality of the governmental entity, an economic development corporation created by the governmental entity under Subtitle C1, Title 12, or an alliance, agreement, partnership, or agency created between the governmental entity and one or more other governmental entities is required to award a contract by competitive bidding or competitive sealed proposals in the same manner as the governmental entity.

SECTION 2. The changes in law made by this Act apply only to a contract for which a governmental entity first advertises or otherwise solicits bids, proposals, offers, or qualifications or

1 makes a similar solicitation on or after the effective date of this  
2 Act. A contract for which a governmental entity first advertises or  
3 otherwise solicits bids, proposals, offers, or qualifications or  
4 makes a similar solicitation before the effective date of this Act  
5 is governed by the law in effect on the date the advertisement or  
6 solicitation is made, and that law is continued in effect for that  
7 purpose.

8       SECTION 3. This Act takes effect September 1, 2013.