

By: Creighton

H.B. No. 3202

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the selection process for construction  
3 managers-at-risk used by local governments.

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

5 SECTION 1. Section 2267.252(b), Government Code, is amended  
6 to read as follows:

7 (b) The governmental entity's architect or engineer for a  
8 project may not serve, alone or in combination with another person,  
9 as the construction manager-at-risk unless the architect or  
10 engineer is hired to serve as the construction manager-at-risk  
11 under a separate, ~~[or]~~ or single selection process  
12 conducted in accordance with this subchapter. This subsection does  
13 not prohibit the governmental entity's architect or engineer from  
14 providing customary construction phase services under the  
15 architect's or engineer's original professional service agreement  
16 in accordance with applicable licensing laws.

17 SECTION 2. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all the members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2013.