

AN ACT

relating to the operation of metropolitan rapid transit authorities.

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

SECTION 1. Section 451.110(c), Transportation Code, is amended to read as follows:

(c) Subsection (a) does not apply to a contract for:

(1) an amount less than or equal to the simplified acquisition threshold as defined by the Federal Acquisition Regulation (48 C.F.R. Section 2.101) or a successor regulation [~~\$50,000 or less~~];

(2) the purchase of real property;

(3) personal or professional services; or

(4) the acquisition of an existing transit system.

SECTION 2. Section 451.111(a), Transportation Code, is amended to read as follows:

(a) Except as provided by Subchapter Q, unless the posting requirement in Subsection (b) is satisfied, a board may not let a contract that is:

(1) for more than the simplified acquisition threshold as defined by the Federal Acquisition Regulation (48 C.F.R. Section 2.101) or a successor regulation [~~\$50,000~~]; and

(2) for:

(A) the purchase of real property; or

1 (B) consulting or professional services.

2 SECTION 3. Section 451.133(a), Transportation Code, is
3 amended to read as follows:

4 (a) An authority may not spend for capital improvements
5 money in excess of the total amounts [~~amount~~] allocated for major
6 capital expenditures in the current and preceding annual budgets of
7 the authority [~~budget~~].

8 SECTION 4. Section 451.362, Transportation Code, is amended
9 by amending Subsection (a) and adding Subsection (e) to read as
10 follows:

11 (a) Notwithstanding other provisions of this chapter and
12 except as provided by Subsections (c), [~~and~~] (d), and (e), the
13 board, by order or resolution, may issue bonds that are secured by
14 revenue or taxes of the authority if the bonds:

15 (1) have a term of not more than 12 months; and

16 (2) are payable only from revenue or taxes received on
17 or after the date of their issuance and before the end of the fiscal
18 year following the fiscal year in which the bonds are issued.

19 (e) In an authority confirmed before July 1, 1985, in which
20 the principal municipality has a population of less than one
21 million, bonds may have a term of not more than 15 years. The bonds
22 are payable only from revenue received on or after the date the
23 bonds are issued.

24 SECTION 5. Sections 451.455(h) and (i), Transportation
25 Code, are amended to read as follows:

26 (h) The number of accidents per 100,000 miles is computed by
27 multiplying the annual number of accidents by 100,000 and dividing

1 the product by the number of miles for all service, including
2 charter and nonrevenue service, [~~directly operated by the~~
3 ~~authority~~] for the same period. In this subsection, "accident"
4 includes:

5 (1) a collision that involves an authority's revenue
6 vehicle, other than a lawfully parked revenue vehicle, and that
7 results in property damage, injury, or death; and

8 (2) an incident that results in the injury or death of
9 a person on board or boarding or alighting from an authority's
10 revenue vehicle.

11 (i) The number of miles between mechanical road calls is
12 computed by dividing the annual number of miles for all service
13 [~~directly operated by an authority~~], including charter and
14 nonrevenue service, by the number of mechanical road calls for the
15 same period. In this subsection, "mechanical road call" means an
16 interruption in revenue service that is caused by revenue vehicle
17 equipment failure that requires assistance from a person other than
18 the vehicle operator before the vehicle can be operated normally.

19 SECTION 6. This Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I certify that H.B. No. 1764 was passed by the House on May 9, 2017, by the following vote: Yeas 138, Nays 7, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1764 on May 24, 2017, by the following vote: Yeas 116, Nays 26, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1764 was passed by the Senate, with amendments, on May 22, 2017, by the following vote: Yeas 29, Nays 2.

Secretary of the Senate

APPROVED: _____

Date

Governor