

By: Alvarado

H.B. No. 3188

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the number of civil works projects a certain
3 municipally owned water utility may contract for in a fiscal year.

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

5 SECTION 1. Section 2269.354(a), Government Code, is amended
6 to read as follows:

7 (a) After August 31, 2013:

8 (1) a governmental entity with a population of 500,000
9 or more within the entity's geographic boundary or service area
10 may, under this subchapter, enter into contracts for not more than
11 six projects in any fiscal year;

12 (2) a municipally owned water utility with a separate
13 governing board appointed by the governing body of a municipality
14 with a population of 500,000 or more may:

15 (A) independently enter into contracts for not
16 more than four [~~two~~] civil works projects in any fiscal year; and

17 (B) enter into contracts for additional civil
18 works projects in any fiscal year, but not more than the number of
19 civil works projects prescribed by the limit in Subdivision (1) for
20 the municipality, provided that:

21 (i) the additional contracts for the civil
22 works projects entered into by the utility under this paragraph are
23 allocated to the number of contracts the municipality that appoints
24 the utility's governing board may enter under Subdivision (1); and

1 (ii) the governing body of the municipality
2 must approve the contracts; and

3 (3) a governmental entity that has a population of
4 100,000 or more but less than 500,000 or is a board of trustees
5 governed by Chapter 54, Transportation Code, may enter into
6 contracts under this subchapter for not more than four projects in
7 any fiscal year.

8 SECTION 2. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2017.