86R6872 AAF-D

By:  Capriglione H.B. No. 3674

A BILL TO BE ENTITLED

AN ACT

relating to an opportunity to cure a bid, proposal, or offer that does not include a required historically underutilized business subcontracting plan.

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

SECTION 1.  Section 2161.252, Government Code, is amended by adding Subsection (c) to read as follows:

(c)  A state agency shall notify a person who submits a bid, proposal, offer, or other applicable expression of interest that does not contain a historically underutilized business subcontracting plan as required by Subsection (a). The person may, not later than the seventh business day after the date the notice is sent, submit a plan to the state agency, in which case the bid, proposal, offer, or other applicable expression of interest shall be considered responsive under Subsection (b).

SECTION 2.  The change in law made by this Act applies only in relation to a contract for which a state agency first advertises or otherwise solicits bids, proposals, offers, or other expressions of interest on or after the effective date of this Act.

SECTION 3.  This Act takes effect September 1, 2019.