

By: Powell

S.B. No. 1297

A BILL TO BE ENTITLED

AN ACT

relating to requirements for building construction contracts entered into by public school districts.

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

SECTION 1. Subchapter B, Chapter 44, Education Code, is amended by adding Section 44.035 to read as follows:

Sec. 44.035. ADOPTION OF UNIFORM GENERAL CONDITIONS FOR SCHOOL DISTRICT BUILDING CONSTRUCTION CONTRACTS. (a) After reviewing the uniform general conditions adopted by the Texas Facilities Commission under Section 2166.302, Government Code, the agency by rule shall adopt uniform general conditions to be incorporated in all building construction contracts made by school districts.

(b) Not later than the 180th day after the date the Texas Facilities Commission adopts additional uniform general conditions or amends the uniform general conditions adopted under Section 2166.302, Government Code, the agency shall review those additions or amendments and the agency's uniform general conditions for school district building construction contracts and modify the conditions for school district building construction contracts as the agency considers appropriate.

SECTION 2. Not later than the 180th day after the effective date of this Act, the Texas Education Agency by rule shall adopt the initial uniform general conditions applicable to building

1 construction contracts made by school districts as provided by  
2 Section 44.035(a), Education Code, as added by this Act.

3 SECTION 3. This Act takes effect immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2019.