

By: Cain

H.B. No. 1865

A BILL TO BE ENTITLED

AN ACT

1
2 relating to encouraging economic development through preferences
3 for residents of this state and certain goods or services
4 manufactured in this state and offered for sale by Texas bidders.

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

6 SECTION 1. This Act may be cited as the Texas Jobs Priority
7 Act.

8 SECTION 2. Subchapter H, Chapter 418, Government Code, is
9 amended by adding Section 418.196 to read as follows:

10 Sec. 418.196. PURCHASE OF CERTAIN PERSONAL PROTECTIVE
11 EQUIPMENT FOR DISASTER PURPOSES. (a) A state agency or an officer
12 of this state or a political subdivision of this state authorized to
13 deploy resources under this chapter in response to a disaster
14 shall, when purchasing personal protective equipment, give
15 preference to personal protective equipment manufactured in this
16 state and offered for sale by a bidder in this state.

17 (b) Subsection (a) does not apply to a purchase unless the
18 personal protective equipment manufactured in this state and
19 offered for sale by a bidder in this state is the same or
20 substantially similar in price and quality as personal protective
21 equipment manufactured in another state or offered for sale by a
22 bidder in another state.

23 (c) If personal protective equipment manufactured in this
24 state is offered for sale by more than one bidder in this state, the

1 state agency, officer, or political subdivision described by
2 Subsection (a) may consider the aggregate economic effect to the
3 state when determining which bid to accept.

4 SECTION 3. Section 271.9051, Local Government Code, is
5 amended by adding Subsection (e) to read as follows:

6 (e) Notwithstanding any other provision of this section, a
7 municipality may, when making a purchase of property or services
8 described by Subsection (b), enter into a contract with a bidder
9 whose principal place of business is located in this state
10 regardless of whether that bidder is the lowest bidder if the
11 governing body of the municipality determines the bidder offers the
12 municipality the best combination of contract price and additional
13 economic development opportunities for the municipality.

14 SECTION 4. Section 2301.151, Occupations Code, is amended
15 by adding Subsection (c) to read as follows:

16 (c) The board shall in exercising a power provided to it
17 under this chapter give preference and priority to residents of
18 this state, including laborers and vendors, and to manufacturers
19 located in this state except when it is not reasonably possible to
20 do so without added expense, substantial inconvenience, or
21 sacrifice in department efficiency.

22 SECTION 5. As soon as practicable after the effective date
23 of this Act, an agency, an official, or a political subdivision of
24 this state affected by this Act shall adopt rules and procedures as
25 necessary to carry out the provisions of this Act.

26 SECTION 6. This Act takes effect September 1, 2021.