

BILL ANALYSIS

Senate Research Center
88R21467 SCP-D

C.S.S.B. 1990
By: Bettencourt
Local Government
4/4/2023
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

A provision of the Water Code requires compliance with procurement procedures in the Government Code for hiring certain professionals. The Water Code specifies several types of professionals and has the "catch all" phrase "other professional consultants." The Government Code uses the term "professional services" and better defines and lists a range of professionals included in the procurement procedures.

S.B. 1990 seeks to clarify that all of the types of professionals listed in the Government Code are included in the types of professionals in which water districts must comply with the Government Code's requirements.

S.B. 1990 would place in the Water Code the term "professional services" and tie the definition to the more comprehensive list in the Government Code.

The committee substitute makes the following change to the bill as filed:

(d) ~~In selecting attorneys, engineers, auditors, financial advisors, or other professional consultants, the~~ The district shall follow the procedures provided in Subchapter A, Chapter 2254 Government Code, when selecting a provider of professional services (Professional Services Procurement Act).

C.S.S.B. 1990 amends current law relating to the procedure for selecting a provider of professional services by certain water districts.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 49.057(d), Water Code, as follows:

(d) Requires the district to follow the procedures provided in Subchapter A (Professional Services), Chapter 2254, Government Code (Professional Services Procurement Act), when selecting a provider of professional services. Deletes existing text requiring the district, in selecting attorneys, engineers, auditors, financial advisors, or other professional consultants, to follow the procedures provided in Subchapter A, Chapter 2254, Government Code.

SECTION 2. Effective date: September 1, 2023.