

1-1 By: Creighton S.B. No. 1260
1-2 (In the Senate - Filed February 27, 2023; March 9, 2023,
1-3 read first time and referred to Committee on Transportation;
1-4 March 29, 2023, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 8, Nays 0; March 29, 2023,
1-6 sent to printer.)

1-7	COMMITTEE VOTE				
1-8		Yea	Nay	Absent	PNV
1-9	Nichols	X			
1-10	West	X			
1-11	Alvarado	X			
1-12	Eckhardt	X			
1-13	Hancock	X			
1-14	King	X			
1-15	Miles			X	
1-16	Parker	X			
1-17	Perry	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1260 By: Hancock

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to certain contracts regarding airports operated by or on
1-22 behalf of a local government.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 22.019, Transportation Code, is amended
1-25 to read as follows:

1-26 Sec. 22.019. CONTRACTS. Except as provided by Section
1-27 22.0191, a [A] local government may enter into a contract necessary
1-28 to the execution of a power granted the local government and for a
1-29 purpose provided by this chapter.

1-30 SECTION 2. Subchapter B, Chapter 22, Transportation Code,
1-31 is amended by adding Section 22.0191 to read as follows:

1-32 Sec. 22.0191. CERTAIN AIRPORT INFRASTRUCTURE OR EQUIPMENT
1-33 CONTRACTS. (a) This section applies only to an airport
1-34 infrastructure or equipment contract for the procurement of a
1-35 passenger boarding bridge at an airport.

1-36 (b) A local government or a person operating an airport on
1-37 behalf of a local government may not enter into an airport
1-38 infrastructure or equipment contract with:

1-39 (1) an entity that:

1-40 (A) a federal court determines has
1-41 misappropriated intellectual property or trade secrets from
1-42 another entity organized under federal, state, or local law; and

1-43 (B) is owned wholly or partly by, is controlled
1-44 by, or receives subsidies from the government of the People's
1-45 Republic of China;

1-46 (2) any entity that owns, controls, is owned or
1-47 controlled by, is under common ownership with, or is a successor to
1-48 an entity described by Subdivision (1); or

1-49 (3) any entity that has entered into an agreement with
1-50 or accepted funding from an entity described by Subdivision (1) or
1-51 (2), whether in the form of a minority investment interest, debt,
1-52 partnership, or other contractual or written agreement.

1-53 (c) An airport infrastructure or equipment contract entered
1-54 into by a local government or a person operating an airport on
1-55 behalf of a local government must contain a written statement by the
1-56 entity with which the local government or person is contracting
1-57 verifying that the entity is not an entity described by Subsection
1-58 (b)(1), (2), or (3).

1-59 (d) If the written statement required in an airport
1-60 infrastructure or equipment contract under Subsection (c) is found

2-1 to be false, the contract is voidable by the local government or
2-2 person operating the airport.
2-3 SECTION 3. Section 22.0191, Transportation Code, as added
2-4 by this Act, applies only to an airport infrastructure or equipment
2-5 contract entered into, modified, or renewed on or after the
2-6 effective date of this Act.
2-7 SECTION 4. This Act takes effect immediately if it receives
2-8 a vote of two-thirds of all the members elected to each house, as
2-9 provided by Section 39, Article III, Texas Constitution. If this
2-10 Act does not receive the vote necessary for immediate effect, this
2-11 Act takes effect September 1, 2023.

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