

# Legislative Watch

82nd Regular Session

Final Update: June 2011

**HB 628 - Author: Callegari - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to contracts by governmental entities and related professional services and to public works performance and payment bonds.

**HB 679 - Author: Button - Signed by the Governor (6-17-11), Effective Immediately**

Relating to change order approval requirements for certain political subdivisions of the state. [Companion SB 1558 by Carona, Identical]

**HB 1247 - Author: Callegari - Signed by the Governor (6-17-11), Effective Immediately**

Relating to the repeal of certain prohibitions on purchases of paper supplies and cabinets by state agencies.

**HB 1390 - Author: Deshotel - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to retainage under certain construction contracts. [Companion SB 590 by Estes, Identical]

**HB 1500 - Author: White - HB 1500 - Author: White - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to allowing the commissioners court of a county to deliberate in a closed meeting regarding business and financial issues related to a contract being negotiated.

**HB 1550 - Author: Aycock - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to participation in state travel service contracts by open-enrollment charter schools.

**HB 1694 - Author: Coleman - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to the purchasing and contracting authority of counties. [Companion SB 413 by West, Identical]

## Legislative Watch (cont.)

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**HB 1728 - Author: Keffer - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to energy savings performance contracts.

**HB 1869 - Author: Giddings - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to local governments that may consider a bidder's principal place of business when awarding a contract.

**HB 2223 - Author: Davis, Yvonne - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to the contracts of certain regional transportation authorities that are required to be competitively bid.

**HB 2499 - Author: Cook - Vetoed by the Governor (6-17-11)**

Relating to the continuation and functions of the Department of Information Resources and transfer of certain department functions to the CPA. [Companion SB 664 by Nichols, Identical]

**HB 3730 - Author: Martinez, "Mando" - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to the department of transportation's privatization of maintenance contracts.

**SB 74 - Author: Nelson - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to the disposition of surplus and salvage data processing equipment of a university system or an institution or agency of higher education.

**SB 327 - Author: Van de Putte - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to including certain veterans service organizations as small businesses for the purpose of state contracting. [Companion HB 1574 by Garza, Identical]

**SB 329 - Author: Watson - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to the sale, recovery and recycling of certain television equipment. (See Section 361.988 for state procurement requirements.) [Companion HB 88 by Cook, Identical and HB 1966 by Chisum, Identical]

**SB 400 - Author: Shapiro - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to the entities eligible to make purchases using the cooperative purchasing program administered by the Comptroller.

## Legislative Watch (cont.)

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**SB 422 - Author: Duncan - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to the authority of a municipality or county to contract with another entity to collect certain assessments levied by the municipality or county. [Companion HB 1058 by Frullo, Identical]

**SB 602 - Author: Rodriguez - Signed by the Governor (6-17-11), Effective 9-1-11**

Relating to allowing a governmental body to redact certain personal information under the public information law without the necessity of requesting a decision from the attorney general and the calculation of certain deadlines under the public information law. [Companion HB 1671 by Marquez, Identical]

**SB 760 - Author: West - Signed by the Governor (6-17-11), Effective on adoption of constitutional amendment**

Relating to the term of interlocal contracts.

**SB 1393 - Author: Seliger - Signed by the Governor (6-17-11) , Effective Immediately**

Relating to the use of contracts by local governments to purchase electricity.

## Dead Bills

**HB 76 - Author: Flynn - H Committee Report sent to Calendars (4-14-11)** Relating to certain purchases by a state agency performing a law enforcement function.

**HB 88 - Author: Cook - H Referred to Environmental Regulation (2-9-11)** Relating to the sale, recovery and recycling of certain television equipment. (See Section 361.988 for state procurement requirements.) [Companion SB 329 by Watson, Identical and HB 1966 by Chisum, Duplicate]

**HB 131 - Author: Alvarado - H Referred to State Affairs (2-11-11)** Relating to requiring contractors in certain state construction contracts to provide health benefits to employees.

**HB 140 - Author: Laubenberg - H Referred to State Affairs (2-11-11)** Relating to requiring state contractors and grant recipients to participate in the federal electronic verification of work authorization program, or E-verify.

**HB 198 - Author: Parker - H Committee Report sent to Calendars (4-19-11)** Relating to the use of private procurement specialists for certain state agency contracts.

## Legislative Watch (cont.)

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**HB 202 - Author: Solomons - H Left Pending in Committee (4-13-11)**

Relating to requiring state contractors to participate in the federal electronic verification of work authorization program, or E-verify.

**HB 495 - Author: Dutton - H Left Pending in Committee (3-22-11)**

Relating to competitive bids for water utilities contracts.

**HB 497 - Author: Dutton - H Referred to Public Education (2-17-11)**

Relating to competitive bidding by school districts for professional services.

**HB 507 - Author: Button - H Committee Report sent to Calendars**

**(4-26-11)** Relating to notice for certain transactions involving local government entities (includes procurement notices).

**HB 611 - Author: Murphy - H Considered in Calendars (5-3-11)**

Relating to the provision of certain professional services by certain governmental entities. [Companion SB 829 by Patrick, Identical]

**HB 800 - Author: Anderson, C. - H Point of Order Sustained (5-13-11)**

Relating to an interlocal contract between a governmental entity and a purchasing cooperative to purchase roofing materials or services.

**HB 888- Author: Guillen - H Considered in Calendars (4-11-11)**

Relating to historically underutilized businesses owned by disabled veterans for purposes of state contracting. [Companion SB 806 by Hinojosa, Identical and SB 831 by Rodriguez, Similar]

**HB 897 - Author: Howard - H Considered in Calendars (5-6-11)**

Relating to restrictions on the automatic renewal of contracts.

**HB 902 - Author: Thompson - S Referred to Intergovernmental Relations**

**(4-20-11)** Relating to consideration of a bidder's principal place of business in awarding certain municipal contracts. [Companion SB 1679 by Ellis, Identical]

**HB 1021 - Author: Guillen - H Referred to State Affairs (3-3-11)**

Relating to considering ownership interests of disabled persons in determining whether a business is a historically underutilized business for purposes of state contracting.

**HB 1041 - Author: Workman - H Placed on General State Calendar**

**(5-12-11)** Relating to the waiver of sovereign immunity for certain claims arising under written contracts with state agencies. [Companion SB 562 by Wentworth, Identical]

**HB 1058 - Author: Frullo - H Referred to Ways & Means (2-28-11)**

Relating to the authority of a municipality or county to contract with another entity to collect certain assessments levied by the municipality or county. [Companion SB 422 by Duncan, Identical]

## Legislative Watch (cont.)

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**HB 1067 - Author: Brown - H Considered in Calendars (5-3-11)**

Relating to the purchase of replacement personal computers by state agencies.

**HB 1082 - Author: Vo - H Referred to Public Education (2-28-11)**

Relating to authority for certain school districts to provide public notice by posting the notice on the district's Internet website.

**HB 1096 - Author: Farias - H Considered in Calendars (5-6-11)**

Relating to considering ownership interests of certain disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting. [Companion SB 806 by Hinojosa, Similar and SB 831 by Rodriguez, Similar]

**HB 1152 - Author: Guillen - H Left Pending in Committee (5-2-11)**

Relating to payments by the Comptroller of Public Accounts to employees, vendors, annuitants, and other recipients of state-issued payments through the electronic funds transfer system or by electronic pay card.

**HB 1189 - Author: Callegari - H Left Pending in Committee (3-8-11)**

Relating to school district consideration of a vendor's principal place of business in making a contract award determination.

**HB 1197 - Author: Keffer - H Left Pending in Committee (3-24-11)**

Relating to an action on certain contracts for information about property recoverable by the state.

**HB 1283 - Author: Craddick - S Referred to Intergovernmental Relations (4-28-11)**

Relating to consideration of a bidder's principal place of business in awarding certain municipal contracts. [Companion SB 640 by Seliger, Identical]

**HB 1574 - Author: Garza - H Left Pending in Committee (4-6-11)**

Relating to including certain veterans service organizations as small businesses for the purpose of state contracting. [Companion SB 327 by Van de Putte, Identical]

**HB 1579 - Author: Brown - H No Action Taken in Committee (4-6-11)**

Relating to information resources technologies of state agencies.

**HB 1580 - Author: Brown - S Removed from Local & Uncontested Calendar (5-24-11)**

Relating to the training and certification of state agency employees or contractors performing service work on pressure vessels.

**HB 1650 - Author: Hopson - H Left Pending in Committee (3-17-11)**

Relating to a preference in governmental purchasing for building materials offered by resident bidders.

## Legislative Watch (cont.)

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**HB 1655 - Author: Davis, Yvonne - H Left Pending in Committee (4-13-11)**

Relating to the preference given by state agencies to goods offered by bidders in this state or manufactured, produced, or grown in this state or in the United States.

**HB 1656 - Author: Davis, Yvonne - H Committee Report sent to Calendars (5-7-11)**

Relating to the purchase of iron, steel, and manufactured goods made in the United States for state construction projects.

**HB 1671 - Author: Marquez - H Laid on the Table Subject to Call (5-11-11)**

Relating to allowing a governmental body to redact certain personal information under the public information law without the necessity of requesting a decision from the attorney general and the calculation of certain deadlines under the public information law. [Companion SB 602 by Rodriguez, Identical]

**HB 1739 - Author: Walle - H Left Pending in Committee (4-20-11)**

Relating to required workers' compensation insurance coverage for building and construction contractors. [Companion SB 938 by Lucio, Identical]

**HB 1851 - Author: Reynolds - H Left Pending in Committee (3-30-11)**

Relating to historically underutilized businesses and the preference given for goods and services purchased by state agencies; providing penalties.

**HB 1966 - Author: Chisum - H Left Pending in Committee (3-30-11)**

Relating to the sale, recovery, and recycling of certain television equipment; providing administrative penalties. (See Section 361.988 for state procurement requirements.) [Companion SB 329 by Watson, Identical and HB 88 by Cook, Duplicate]

**HB 1987 - Author: Workman - H Left Pending in Committee (4-20-11)**

Relating to required workers' compensation insurance coverage for building and construction contractors.

**HB 2010 - Author: Smithee - H Left Pending in Committee (4-12-11)**

Relating to indemnification provisions in construction contracts. [Companion SB 361 by Duncan, Identical]

**HB 2021 - Author: Pitts - H Referred to State Affairs (3-8-11)**

Relating to state agency procurement and the comptroller's procurement powers and duties. [Companion SB 1109 by Williams, Identical]

**HB 2105 - Author: Davis, Yvonne - H Referred to Economic and Small Business Development (3-8-11)**

Relating to employment restrictions on persons awarded certain government contracts or public subsidies; providing a civil penalty.

**HB 2233 - Author: Huberty - S Referred to Education (5-13-11)**

Relating to notice concerning termination, renewal, nonrenewal, and other action regarding certain teacher contracts. [Companion SB 1113 by Wentworth, Identical]

## Legislative Watch (cont.)

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**HB 2523 - Author: Cain - H Referred to State Affairs (3-14-11)**

Relating to the purchase of goods and services by state agencies.

**HB 2569 - Author: Martinez, "Mando" - H Left Pending in Committee (4-14-11)**

Relating to county contracts with private entities for jail facilities; providing a penalty.

**HB 2664 - Author: King, Phil - H Referred to State Affairs (3-17-11)**

Relating to the abolition of the Texas Facilities Commission and the transfer of its duties to the comptroller, General Land Office, and State Preservation Board.

**HB 2708 - Author: Burnam - H Referred to Elections (3-16-11)**

Relating to certain activities by, employment of, and contracts of former members of the legislature and state agency heads; creating offenses.

**HB 2750 - Author: Martinez Fischer - H Left Pending in Committee (3-30-11)**

Relating to subcontracting opportunities for historically underutilized businesses under certain state purchasing contracts.

**HB 2771- Author: Smith, Wayne - S Placed on Intent Calendar (5-25-11)**

Relating to the purchasing powers and duties of a navigation district or port authority.

**HB 2865 - Author: Harper-Brown - H No Action Taken in Committee (4-14-11)**

Relating to the management of the state vehicle fleet.

**HB 2930 - Author: Woolley - H Referred to County Affairs (3-17-11)**

Relating to contracting for and making purchases with proceeds from a commissary for the use of inmates in the jails of certain counties.

**HB 2992 - Author: Miles - H Referred to Government Efficiency and Reform (3-17-11)**

Relating to planning and administration of the state's historically underutilized business program.

**HB 3020 - Author: Guterrez - H Left Pending in Committee (4-18-11)**

Relating to rest breaks for employees of certain contractors with a governmental entity. [Companion SB 1765 by Rodriguez, Identical]

**HB 3071 - Author: Veasey - S Referred to Natural Resources (5-9-11)**

Relating to contract award considerations by certain conservation and reclamation districts. [Companion SB 1865 by Davis, Identical]

**HB 3356 - Author: Miles - H Referred to State Affairs (3-18-11)**

Relating to the state's historically underutilized business program, including the establishment of a contractor point system.

## Legislative Watch (cont.)

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**HB 3604 - Author: Smithee - H Referred to Insurance (3-28-11)**

Relating to enforcement of certain insurance provisions in construction contracts.

**HB 3607 - Author: Kuempel - H Committee Report Sent to Calendars**

**(5-10-11)** Relating to construction managers-at-risk used by local governments.

**HB 3676 - Author: Brown - H Referred to Government Efficiency & Reform**

**(4-6-11)** Relating to procuring contracts for certain professional services by a governmental entity.

**SB 68 - Author: Zaffirini - S Left Pending in Committee (4-26-11)**

Relating to contracting issues of state agencies, including ethics issues related to state contracting.

**SB 84 - Author: Nelson - S Referred to Transportation and Homeland Security (1-31-11)**

Relating to requiring governmental entities and contractors with governmental entities to participate in the federal electronic verification of work authorization program, or E-verify.

**SB 110 - Author: Davis, Wendy - S Referred to State Affairs (1-31-11)**

Relating to ethics and accountability of certain public employees, public officers, political contributors, state contractors and grant recipients.

**SB 361 - Author: Duncan - H Referred to Insurance (4-5-11)**

Relating to indemnification provisions in construction contracts. [Companion HB 2010 by Smithee, Identical]

**SB 413 - Author: West - S Not Placed Again on Intent Calendar (4-18-11)**

Relating to the purchasing and contracting authority of counties. [Companion 1694 by Coleman, Identical]

**SB 456 - Author: Ellis - S Left Pending in Committee (3-14-11)**

Relating to state purchasing of certain environmentally friendly items.

**SB 562 - Author: Wentworth - S Referred to State Affairs (2-17-11)**

Relating to the waiver of sovereign immunity for certain claims arising under written contracts with state agencies. [Companion HB 1041 by Workman, Identical]

**SB 590 - Author: Estes - S Left Pending in Committee (5-10-11)**

Relating to retainage under certain construction contracts. [Companion HB 1390 by Deshotel, Identical]

**SB 640 - Author: Seliger - S Referred to Intergovernmental Relations**

**(2-23-11)** Relating to consideration of a bidder's principal place of business in awarding certain municipal contracts. [Companion HB 1283 by Craddick, Identical]

## Legislative Watch (cont.)

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**SB 806 - Author: Hinojosa - S Referred to State Affairs (3-1-11)**

Relating to considering ownership interests of disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting. [Companion HB 888 by Guillen, Identical and HB 1096 by Farias, Similar]

**SB 829 - Author: Patrick - S Referred to State Affairs (3-8-11)**

Relating to the provision of certain professional services by certain governmental entities. [Companion HB 611 by Murphy, Identical]

**SB 831 - Author: Rodriguez - S Referred to State Affairs (3-1-11)**

Relating to considering ownership interests of certain disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting. [Companion HB 888 by Guillen, Similar and HB 1096 by Farias, Similar]

**SB 938 - Author: Lucio- S Referred to State Affairs (3-8-11)**

Relating to required workers' compensation insurance coverage for building and construction contractors. [Companion 1739 by Walle, Identical]

**SB 1109 - Author: Williams - H Referred to State Affairs (4-26-11)**

Relating to state agency procurement and the comptroller's procurement powers and duties. [Companion HB 2021 by Pitts, Identical]

**SB 1113 - Author: Wentworth - H Committee Report Sent to Calendars (5-19-11)**

Relating to certain contracts entered into by school districts for another entity to provide food services at one or more district schools. [Companion 2233 by Huberty, Identical]

**SB 1318 - Author: Hinojosa - S Referred to Natural Resources (3-16-11)**

Relating to design, construction, and renovation standards for state buildings and facilities.

**SB 1389 - Author: Gallegos - S Left Pending in Committee (4-18-11)**

Relating to safety training for employees of certain contractors with a governmental entity.

**SB 1460 - Author: Harris - H Received from the Senate (5-24-11)**

Relating to energy savings performance contracts. [Companion HB 1728, Keffer, Identical]

**SB 1540 - Author: Watson - S Referred to Administration (3-22-11)**

Relating to the size of paper supplies and filing cabinets that may be purchased by the legislature and legislative agencies.

**SB 1558- Author: Carona - S Left Pending in Committee (4-6-11)**

Relating to change order approval requirements for certain political subdivisions of the state. [Companion HB 679 by Button, Identical]

## Legislative Watch (cont.)

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**SB 1561- Author: Davis - S Referred to State Affairs (3-23-11)**

Relating to state agency purchasing.

**SB 1679- Author: Ellis - S Referred to Intergovernmental Relations**

**(3-23-11)** Relating to consideration of a bidder's principal place of business in awarding certain municipal contracts. [Companion HB 902 by Thompson, Identical]

**SB 1765- Author: Rodriguez - S Referred to Business & Commerce**

**(3-23-11)** Relating to rest breaks for employees of certain contractors with a governmental entity. [Companion HB 3020 by Gutierrez, Identical]

**SB 1802- Author: Lucio - S Referred to State Affairs (3-24-11)**

Relating to subcontracting opportunities for historically underutilized businesses under certain state purchasing contracts. [Companion HB 2750 by Martinez Fischer, Identical]

**SB 1865- Author: Davis - S Referred to Natural Resources (3-24-11)**

Relating to contract award considerations by certain conservation and reclamation districts. [Companion HB 3071 by Veasey, Identical]

**SB 1866- Author: Davis - H Referred to State Affairs (5-11-11)**

Relating to the selection of providers of professional services by governmental entities.