(B) local funds; or
(C) a combination of state and local funds; and
(3) the amount of the bid or proposal of the provider does not exceed an amount equal to
105 percent of the lowest bid or proposal received by the department for the transportation
project.
(b) The department, in determining whether the preference under Subsection (a) serves to
create a positive economic impact on job growth and job retention in this state, may consider
a private sector provider's employment presence and business establishments in this state.
(c) This section does not apply to the procurement of professional services under Subchap-
ter A, Chapter 2254, Government Code.
(d) The department may not give a preference under this section if:
(1) as a result of the preference, a private sector provider would not be awarded a
contract; and
(2) the principal place of business of the private sector provider described by Subdivi-
sion (1) is located in a state that:
(A) borders this state; and
(B) does not give a preference to private sector providers in a manner similar to this
section.
SECTION 4. (a) Section 2155.088, Government Code, as added by this Act, applies only
to a contract for goods or services awarded under Chapter 2155, Government Code, on or
after the effective date of this Act.
(b) Section 2252.002, Government Code, as amended by this Act, applies only to the award
of a governmental contract to a nonresident bidder on or after the effective date of this Act.
The award of a governmental contract to a nonresident bidder made before the effective date
of this Act is governed by the law in effect at the time the contract was awarded, and the
former law is continued in effect for that purpose.
SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the
members elected to each house, as provided by Section 39, Article III, Texas Constitution. If
this Act does not receive the vote necessary for immediate effect, this Act takes effect
September 1, 2013.
Passed by the House on May 9, 2013: Yeas 141, Nays 0, 2 present, not voting; the
House refused to concur in Senate amendments to H.B. No. 3648 on May 23, 2013,
and requested the appointment of a conference committee to consider the differen-
ces between the two houses; the House adopted the conference committee
report on H.B. No. 3648 on May 26, 2013: Yeas 146, Nays 0, 1 present, not voting;
passed by the Senate, with amendments, on May 21, 2013: Yeas 31, Nays 0; at the
request of the House, the Senate appointed a conference committee to consider the
differences between the two houses; the Senate adopted the conference committee
Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 1405

H.B. No. 3761

AN ACT
relating to a feasibility report on the creation of a border agricultural inspection training program.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Chapter 12, Agriculture Code, is amended by adding Section 12.049 to read
as follows:
Sec. 12.049. FEASIBILITY REPORT ON BORDER AGRICULTURAL INSPECTION TRAINING PROGRAM. (a) The department shall consider the feasibility of creating and administering a program to:

(1) train department employees to meet federal standards for agricultural inspectors performing inspections, other than inspections of animals as defined by Section 161.001, at ports of entry along the border with the United Mexican States; and

(2) allow department employees trained as provided by Subdivision (1) to assist the United States Customs and Border Protection and the United States Department of Agriculture with agricultural inspections, other than inspections of animals as defined by Section 161.001, at ports of entry along the border with the United Mexican States with the goal of reducing the wait time for an agricultural inspection of a vehicle.

(b) The department shall determine whether any agreements with the federal government are required to implement a program described by Subsection (a) and the nature of those agreements.

(c) Not later than December 31, 2014, the department shall submit a report to the committees of each house of the legislature with primary jurisdiction over agriculture concerning the feasibility of a program described by Subsection (a) and the nature of any agreements with the federal government required to implement the program.

(d) This section expires August 31, 2015.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 145, Nays 2, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 1406

S.B. No. 345

AN ACT
relating to certain programs for inmates, including the abolition of the state boot camp program and the use of programs by volunteer and faith-based organizations.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 501.009, Government Code, is amended to read as follows:

Sec. 501.009. VOLUNTEER AND FAITH-BASED ORGANIZATIONS; REPORT. (a) The department shall adopt a policy that requires each warden to identify volunteer and faith-based organizations that provide the following programs for inmates housed in facilities operated by the department. The policy must require each warden to actively encourage volunteer and faith-based organizations to provide the following programs for inmates in the warden’s facility:

(1) literacy and education programs;
(2) life skills programs;
(3) job skills programs;
(4) parent-training programs;
(5) drug and alcohol rehabilitation programs;
(6) support group programs;
(7) arts and crafts programs; and