

BILL ANALYSIS

Senate Research Center
78R12329 AKH-D

H.B. 3089
By: Dukes (Wentworth)
Administration
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Engrossed

DIGEST AND PURPOSE

Currently, a county with a population of 2.8 million or more may use mandatory pre-bid conferences to ensure that all parties understand the project requirements and specifications before bidding, and such counties may use a competitive proposal process, making a proposal negotiable. H.B. 3089 authorizes the commissioners court of a county or another governing body of a district to require a principal, officer, or employee of each prospective bidder to attend a mandatory pre-bid conference conducted for the purpose of discussing contract requirements and answering questions of prospective bidders.

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 262.0256, Local Government Code, as follows:

Sec. 262.0256. New heading: PRE-BID CONFERENCE. Authorizes the commissioners court of a county or the governing body of a district or authority created under Section 59, Article XVI, Texas Constitution, if the governing body is the commissioners court of the county in which the district is located, to require a principal, officer, or employee of each prospective bidder to attend a mandatory pre-bid conference conducted for the purpose of discussing contract requirements and answering questions of prospective bidders. Deletes text limiting such conferences to counties with a population of 2.8 million or more.

SECTION 2. Amends Section 271.0565, Local Government Code, as follows:

Sec. 271.0565. New heading: PRE-BID CONFERENCE. Authorizes the commissioners court of a county or the governing body of a district or authority created under Section 59, Article XVI, Texas Constitution, if the governing body is the commissioners court of the county in which the district is located, to require a principal, officer, or employee of each prospective bidder to attend a mandatory pre-bid conference conducted for the purpose of discussing contract requirements and answering questions of prospective bidders. Deletes text regarding this section applying only to a county with a population of 2.8 million or more.

SECTION 3. Effective date: September 1, 2003.