

## **BILL ANALYSIS**

Senate Research Center  
78R7865 EMT-D

H.B. 3561  
By: Bonnen (Jackson)  
Intergovernmental Relations  
5/17/2003  
Engrossed

### **DIGEST AND PURPOSE**

Angleton-Danbury Hospital District has requested the same flexibility in public works projects as municipalities, counties, and water districts under the Local Government Code and school districts under the Education Code, whereby modern and cost-effective procurement procedures such as competitive proposals and design-build contracts are available as alternatives to traditional competitive bidding. In this way the governmental entity may use whichever method will provide the best value.

As a generic political subdivision of Texas, Angleton-Danbury Hospital District is presently restricted from using anything but strict competitive bidding and cannot allow the project designer to be the builder, no matter how high-tech or specialized the project may be. Non-governmental hospitals have no such restrictions upon their improvement projects. H.B. 3561 grants the Angleton-Danbury Hospital District the powers and duties of a municipality with respect to public works contracts.

### **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 Chapter 120, Acts of the 60th Legislature, Regular Session, 1967, is amended by adding Section 12C, as follows:

Sec. 12C. PUBLIC WORKS CONTRACTS. Provides that with respect to the construction of public works, the Angleton-Danbury Hospital District (district) has all of the powers and duties conferred on a municipality under Subchapter H, Chapter 271, Local Government Code, with respect to the construction of a facility. Provides that to the extent of any conflict, this section prevails over any other law relating to the construction of public works engaged in by the district.

SECTION 2. Effective date: upon passage or September 1, 2003.