

BILL ANALYSIS

Senate Research Center
82R23797 NAJ-D

C.S.S.B. 1864
By: Davis
Transportation & Homeland Security
4/21/2011
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

C.S.S.B. 1864 amends current law relating to the awarding of contracts by the Texas Department of Transportation to private sector providers.

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 Subchapter B, Chapter 223, Transportation Code, by adding Section 223.049, as follows:

Sec. 223.049. PREFERENCE FOR CERTAIN PROVIDERS. (a) Requires the Texas Department of Transportation (TxDOT), in awarding a contract to a private sector provider, to give preference to a private sector provider if:

- (1) the preference serves to create a positive economic impact on job growth and job retention in this state;
- (2) the transportation project for which the contract is being awarded is funded entirely from state funds, local funds, or a combination of state and local funds; and
- (3) the provider meets TxDOT expectations regarding price for the contract.

(b) Authorizes TxDOT, in determining whether the preference serves to create a positive impact on job growth and job retention in this state under Subsection (a), to consider a private sector provider's employment presence and business establishments in this state.

SECTION 2. Effective date: upon passage or September 1, 2011.