

## CHAPTER 351

## H.B. No. 76

An Act relating to the application of certain provisions of the State Purchasing and General Services Act to construction projects requested by the Texas Department of Corrections.

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

**SECTION 1.** Section 5.13, State Purchasing and General Services Act (Article 601b, Vernon's Texas Civil Statutes), is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Except as otherwise provided by this article, this article shall apply to all building construction projects as herein defined which may be undertaken by the state, with the following exceptions:

(1) all projects constructed by and for the State Department of Highways and Public Transportation;

(2) all projects constructed by and for state institutions of higher education;

(3) ~~all projects constructed by and for the Texas Department of Corrections;~~

~~(4)~~ pens, sheds, and ancillary buildings constructed by and for the Texas Department of Agriculture for the processing of livestock prior to export;

(4) ~~(5)~~ all projects of repair and rehabilitation, except major renovations, of buildings and grounds on the commission inventory;

(5) ~~(6)~~ all projects constructed by the Parks and Wildlife Department; and

(6) ~~(7)~~ repair and rehabilitation projects of any other using agency, provided all labor for such projects is provided by the regular maintenance forces of the using agency under specific legislative authorization, and provided further, that such projects do not require the advance preparation of working plans and/or drawings.

(d) Sections 5.16, 5.17, 5.21, and 5.25 of this article apply to construction projects undertaken by the Texas Department of Corrections. No other provisions of this article apply to construction projects undertaken by the Texas Department of Corrections.

**SECTION 2.** This Act applies only to construction projects for which no consulting or construction contracts have been issued before the effective date of this Act.

**SECTION 3.** The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 19, 1985, by a non-record vote; passed by the Senate on May 15, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 10, 1985

Effective: August 26, 1985