

1-1 By: Powell S.B. No. 1297
 1-2 (In the Senate - Filed February 28, 2019; March 7, 2019,
 1-3 read first time and referred to Committee on Education;
 1-4 April 23, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 11, Nays 0; April 23, 2019,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Taylor	X			
1-9 Lucio	X			
1-10 Bettencourt	X			
1-11 Campbell	X			
1-12 Fallon	X			
1-13 Hall	X			
1-14 Hughes	X			
1-15 Paxton	X			
1-16 Powell	X			
1-17 Watson	X			
1-18 West	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 1297 By: Powell

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to the adoption of uniform general conditions for building
 1-24 construction contracts entered into by school districts and the
 1-25 composition of the committee that reviews uniform general
 1-26 conditions.

1-27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-28 SECTION 1. Subchapter B, Chapter 44, Education Code, is
 1-29 amended by adding Section 44.035 to read as follows:

1-30 Sec. 44.035. ADOPTION OF UNIFORM GENERAL CONDITIONS FOR
 1-31 SCHOOL DISTRICT BUILDING CONSTRUCTION CONTRACTS. After reviewing
 1-32 the uniform general conditions adopted by the Texas Facilities
 1-33 Commission under Section 2166.302, Government Code, a school
 1-34 district may adopt uniform general conditions to be incorporated in
 1-35 all district building construction contracts.

1-36 SECTION 2. Section 2166.305(b), Government Code, is amended
 1-37 to read as follows:

1-38 (b) A committee appointed by the commission shall perform
 1-39 the review. The committee consists of:

1-40 (1) the director of facilities construction and space
 1-41 management appointed under Section 2152.104, who serves as the
 1-42 presiding officer of the committee;

1-43 (2) six individuals appointed by the commission, one
 1-44 each from the lists of nominees submitted respectively by the:

1-45 (A) president of the Texas Society of Architects;

1-46 (B) president of the Texas Society of
 1-47 Professional Engineers;

1-48 (C) presiding officer of the Executive Council of
 1-49 the Texas Associated General Contractors Chapters;

1-50 (D) executive secretary of the Mechanical
 1-51 Contractors Associations of Texas, Incorporated;

1-52 (E) executive secretary of the Texas Building and
 1-53 Construction Trades Council; and

1-54 (F) president of the Associated Builders and
 1-55 Contractors of Texas;

1-56 (3) one individual appointed by the commission
 1-57 representing an institution of higher education, as defined by
 1-58 Section 61.003, Education Code;

1-59 (4) one individual appointed by the commission
 1-60 representing a state agency that has a substantial ongoing

2-1 construction program;
2-2 (5) one individual appointed by the commission
2-3 representing the attorney general's office;
2-4 (6) one individual appointed by the commission
2-5 representing the interests of historically underutilized
2-6 businesses; ~~and~~
2-7 (7) two individuals appointed by the commission, each
2-8 representing a different minority contractors association;
2-9 (8) one individual appointed by the commission
2-10 representing the Texas Association of School Boards; and
2-11 (9) one individual appointed by the commission
2-12 representing the Texas Association of School Administrators.

2-13 SECTION 3. Not later than December 1, 2019, the Texas
2-14 Facilities Commission shall appoint two additional members to the
2-15 committee in accordance with Section 2166.305(b), Government Code,
2-16 as amended by this Act.

2-17 SECTION 4. This Act takes effect immediately if it receives
2-18 a vote of two-thirds of all the members elected to each house, as
2-19 provided by Section 39, Article III, Texas Constitution. If this
2-20 Act does not receive the vote necessary for immediate effect, this
2-21 Act takes effect September 1, 2019.

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