

1 AN ACT

2 relating to the injunction of municipal purchasing contracts.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 252.061, Local Government Code, is
5 amended to read as follows:

6 Sec. 252.061. INJUNCTION. If the contract is made without
7 compliance with this chapter, it is void and the performance of the
8 contract, including the payment of any money under the contract,
9 may be enjoined by:

10 (1) any property tax paying resident of the
11 municipality; or

12 (2) a person who submitted a bid for a contract for
13 which the competitive sealed bidding requirement applies,
14 regardless of residency, if the contract is for the construction of
15 public works.

16 SECTION 2. The change in law made by this Act applies only
17 to a contract entered into on or after the effective date of this
18 Act. A contract entered into before the effective date of this Act
19 is governed by the law in effect immediately before that date, and
20 the former law is continued in effect for that purpose.

21 SECTION 3. This Act takes effect September 1, 2009.

David Dewhurst
President of the Senate

John Strawn
Speaker of the House

I certify that H.B. No. 3668 was passed by the House on May 5, 2009, by the following vote: Yeas 144, Nays 0, 1 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 3668 was passed by the Senate on May 21, 2009, by the following vote: Yeas 31, Nays 0.

Daisy Spaw
Secretary of the Senate

APPROVED: 19 JW '09

Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2PM O'CLOCK

JUN 19 2009

Colby Hunter III