

1 (b) Chapter 2253, Government Code [~~Article 5160, Revised~~
2 ~~Statutes~~], as it relates to performance and payment bonds, applies
3 to construction contracts let by the district.

4 SECTION 3. The heading to Section 5.15, Chapter 550, Acts of
5 the 71st Legislature, Regular Session, 1989, is amended to read as
6 follows:

7 Sec. 5.15. AUTHORITY TO SUE AND BE SUED; VENUE; NON-WAIVER
8 OF IMMUNITY.

9 SECTION 4. Section 5.15, Chapter 550, Acts of the 71st
10 Legislature, Regular Session, 1989, is amended by adding Subsection
11 (c) to read as follows:

12 (c) Nothing in this Act may be construed to waive sovereign
13 or governmental immunity.

14 SECTION 5. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2005.

David Newhurst
President of the Senate

Jim Cradick
Speaker of the House

I hereby certify that S.B. No. 1302 passed the Senate on April 29, 2005, by the following vote: Yeas 29, Nays 0. _____

Letsy Saw
Secretary of the Senate

I hereby certify that S.B. No. 1302 passed the House on May 13, 2005, by the following vote: Yeas 142, Nays 0, two present not voting. _____

Robert Haney
Chief Clerk of the House

Approved:

24 MAY 05
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
7:00 PM O'CLOCK

MAY 24 2005

Roger Anderson
Secretary of State