



## AGC-Texas Building Branch

### Legislative Position Paper

#### Creating uniform general conditions (UGCs) for ISD building contracts

SB 338 by Senator Powell in Senate Education  
HB 965 by Representative Lucio III in House Public Education

#### AGC Supports

##### Background

Building construction contracts contain (1) **general** conditions (common across all projects) and (2) **special** conditions (unique to that particular project).

For **general** conditions, State building construction contracts use uniform general conditions (UGCs), which are collaboratively developed every five years by a statutory workgroup and then adopted by the Texas Facilities Commission. [Govt Code Ch. 2166, Subchapter G]. The statutory workgroup represents a variety of interests: engineers, architects, general contractors, subcontractors, state agencies, higher ed, HUBs, the AG's office, etc. The most recent set of UGCs was created in 2020, and TFC's adoption of them is pending.

##### Proposed legislation

This bill would take advantage of this collaborative and experienced UGCs process by adding two positions to the UGCs statutory workgroup: one for the Texas Assn of School Boards (TASB) and another for the Texas Assn of School Administrators (TASA). In turn the bill would explicitly authorize, permissively, UGCs adoption by ISDs into building construction contracts.

This bill is identical to 2019's CSSB 1297, which passed Senate Ed 11-0, the full Senate 31-0, and House Public Ed 11-0 late in the session. CSSB 1297 was in House Calendars when session ended.

##### Supported by:

Texas Society of Architects • AGC-Texas Building Branch • American Council of Engineering Companies of Texas • Associated Builders and Contractors of Texas • Texas Construction Association • Texas Surety Foundation

#### For More Information – contact:

Corbin Van Arsdale – [corbin@agctbb.org](mailto:corbin@agctbb.org), 512-964-1633  
Wade Long – [lobbyist@sbcglobal.net](mailto:lobbyist@sbcglobal.net), 512-924-9193