

# PROCLAMATION

BY THE

## Governor of the State of Texas

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TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Rick Perry, Governor of Texas, do hereby disapprove of and veto House Bill No. 2312 passed by the Seventy-Seventh Texas Legislature, Regular Session, because of the following objections:

House Bill No. 2312 seeks to clarify that the legislature retains the authority to waive sovereign immunity. House Bill No. 2312, however, contains a provision that nullifies the bill's good intentions and undermines the principle of sovereign immunity.

The troublesome provision would waive Chapter 2260 of the Civil Practice and Remedies Code if a contract fails to include references to dispute resolution, thereby waiving, among other things, the limits on monetary damages against the state. Although the intent of this provision is to provide an incentive to ensure that contracts with the state include language on dispute resolution, state law already requires the inclusion of such language. Parties to a contract do not need an incentive to follow state law.

Since the Legislature by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 17th day of June, 2001.

*Rick Perry*

Rick Perry  
Governor of Texas

ATTESTED BY:

*Henry Cuellar*  
Henry Cuellar, Ph.D.  
Secretary of State

June 17, 2001  
Austin, Texas

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
10:30 P.M. O'CLOCK

JUN 17 2001

Secretary of State