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Opinion Committee

November 2, 1999

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Fnd. LR - 10-4

RQ-0139-JC

The Honorable John Cornyn
Attorney General of Texas
P.O. Box 12548
Austin, Texas 78711-2548

FILE # ML-41089-99
I.D. # 41089

Re: Whether the County Purchasing Act applies to expenditures of funds by the Harris County Sports & Convention Corporation; CA File No. 84,628.

Dear General Cornyn:

This letter is to request your opinion whether the County Purchasing Act, TEX. LOC. GOV'T CODE ANN. § 262.021 *et seq.* (Vernon 1999), applies to expenditures of funds by the Harris County Sports & Convention Corporation (the "Corporation"), a local government corporation created pursuant to Subchapter D, Texas Transportation Corporation Act, TEX. TRANSP. CODE ANN. § 431.101 *et seq.* (Vernon 1999)¹.

The Corporation is organized to aid and act on behalf of Harris County in managing, operating, maintaining and developing the Astrodome Complex. For this purpose, the County has leased the Astrodome Complex to the Corporation.

Our specific question is whether the County Purchasing Act, irrespective of any requirement in the Lease to comply with such Act, applies to expenditures of funds by the Corporation.

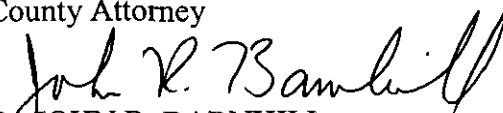
Our Memorandum is attached. Should you need additional information, please contact the undersigned at 713-755-7880.

¹ As amended by Act of May 29, 1999, 76th Leg., R.S., ch. 983, §§ 12-13, 1999 Tex. Sess. Law Serv. 3763, 3768 (Vernon) (to be codified as an amendment to TEX. TRANSP. CODE ANN. §§ 431.101-.102).

Thank you for your courtesy and cooperation.

Sincerely,

MICHAEL P. FLEMING
County Attorney


By JOHN R. BARNHILL
Assistant County Attorney

Approved:



MICHAEL A. STAFFORD
First Assistant County Attorney