

Stanford C Todd

From: Stanford C Todd
Sent: Tuesday, September 25, 2018 4:25 PM
To: Stanford C Todd
Subject: The 1295 Form Information that is not required

Importance: Low

From: Bill R Walter
Sent: Monday, September 17, 2018 4:21 PM
To: Stanford C Todd <stanford.todd@pb.com>
Subject: RE: New Lease for Pitney Bowes

Stanford

Pitney Bowes Inc. is a publicly traded company and according to the State of Texas a 1295 is not required. From the state website below:

A contract does not require an action or vote by the governing body of a governmental entity or state agency if:

- (1) the governing body has legal authority to delegate to its staff the authority to execute the contract;
- (2) the governing body has delegated to its staff the authority to execute the contract; and
- (3) the governing body does not participate in the selection of the business entity with which the contract is entered into.

Texas Ethics Commission Rules § 46.1(c).

7. Are there certain contracts that do not require Form 1295?

Yes. Form 1295 is not required for the following contracts:

- (1) a sponsored research contract of an institution of higher education;
- (2) an interagency contract of a state agency or an institution of higher education;
- (3) a contract related to health and human services if:
 - (a) the value of the contract cannot be determined at the time the contract is executed; and
 - (b) any qualified vendor is eligible for the contract;
- (4) a contract with a publicly traded business entity, including a wholly owned subsidiary of the business entity;*
- (5) a contract with an electric utility, as that term is defined by Section 31.002, Utilities Code;* or
- (6) a contract with a gas utility, as that term is defined by Section 121.001, Utilities Code.*

* applies to contracts entered into or amended on or after January 1, 2018

8. What if there is a change to an existing contract?

The law also applies to a change made to an existing contract, which includes an amendment, change order, or extension of a contract.

If the business entity has not submitted a disclosure of interested parties form for the existing contract, a new disclosure is required if: (1) the changed contract requires an action or vote by the governing body of the entity, or (2) agency or the value of the changed contract is at least \$1 million.

If the business entity submitted a disclosure of interested parties form for the existing contract, a new disclosure is required if either: (1) there is a change to the disclosure of interested parties; (2) the changed contract requires an action or vote by the governing body of the entity or agency; or (3) the value of the changed