
Re: DA's Office- Request for new Thomson Reuters (CLEAR) Agreement to be placed on agenda

From : Obdett Calzada <obdett.calzada@da.co.hidalgo.tx.us> Fri, May 31, 2019 02:48 PM
Subject : Re: DA's Office- Request for new Thomson Reuters (CLEAR) Agreement to be placed on agenda
To : dina trevino <dina.trevino@co.hidalgo.tx.us>
Cc : betsy roque <betsy.roque@co.hidalgo.tx.us>, rosalia cantu <rosalinda.cantu@da.co.hidalgo.tx.us>, Sylvia Solis <sylvia.solis@da.co.hidalgo.tx.us>, hector garcia1 <hector.garcia1@co.hidalgo.tx.us>

Ms. Dina,

Please see email response from Government CLEAR Specialist in regards to form 1295. Thank you.

Have a great weekend.

Obdett Z. Calzada

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From: **Keene, Kyle (Government)** <kyle.keene@thomsonreuters.com>
Date: Fri, May 31, 2019 at 1:51 PM
Subject: RE: CLEAR Agreement
To: Obdett Calzada <obdett.calzada@da.co.hidalgo.tx.us>

Hi Ms. Calzada,

I recently worked through this while working through then renewal for the Hidalgo County Sheriff's Office. We do not complete this form because it is no longer required. A revision to the law went into effect as of January 1st, 2018, which made publicly traded companies exempt from this requirement.

"As of Jan 1, 2018, West no longer needs to complete Form 1295 as West qualifies for an exemption under TX Government Code Sec. 2252.908 (c)(4)."

Changes to Form 1295

Changes to the law requiring certain businesses to file a Form 1295 are in effect for contracts entered into or amended on or after January 1, 2018. The changes exempt businesses from filing a Form 1295 for certain types of contracts and replace the need for a completed Form 1295 to be notarized. Instead, the person filing a 1295 needs to complete an “unsworn declaration.”

What type of contracts are exempt from the Form 1295 filing requirement under the amended law?

The amended law adds to the list of types of contract exempt from the Form 1295 filing requirement. A completed Form 1295 is not required for:

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

The newly exempt contract types are marked with an asterisk.

Why do I need to include my date of birth and address when I sign Form 1295? Was this always the case?

In 2017, the legislature amended the law to require Form 1295 to include an “unsworn declaration” which includes, among other things, the date of birth and address of the authorized representative signing the form. The change in the law applies to contracts entered into, renewed, or amended on or after January 1, 2018. The unsworn declaration, including the date of birth and address of the signatory, replaces the notary requirement that applied to contracts entered into before January 1, 2018.