

By: Wong, et al.

H.B. No. 2759

Substitute the following for H.B. No. 2759:

By: Brown of Brazos

C.S.H.B. No. 2759

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to authorizing the issuance of revenue bonds for The  
3 University of Texas M.D. Anderson Cancer Center for biotechnology  
4 research and development facilities.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subchapter B, Chapter 55, Education Code, is  
7 amended by adding Section 55.17421 to read as follows:

8 Sec. 55.17421. THE UNIVERSITY OF TEXAS SYSTEM; ADDITIONAL  
9 REVENUE BONDS. (a) In addition to the other authority granted by  
10 this subchapter, the board of regents of The University of Texas  
11 System may acquire, purchase, construct, improve, renovate,  
12 enlarge, or equip property, buildings, structures, facilities,  
13 roads, or related infrastructure for The University of Texas M.D.  
14 Anderson Cancer Center for biotechnology research and development  
15 facilities, to be financed by the issuance of bonds in accordance  
16 with this subchapter, including bonds issued in accordance with its  
17 systemwide revenue financing program and secured as provided by  
18 that program, in aggregate principal amounts not to exceed \$20  
19 million.

20 (b) The board may pledge irrevocably to the payment of the  
21 bonds authorized by Subsection (a) all or any part of the revenue  
22 funds of an institution, branch, or entity of The University of  
23 Texas System, including student tuition charges required or  
24 authorized by law to be imposed on students enrolled at an

1 institution, branch, or entity of The University of Texas System.  
2 The amount of a pledge made under this subsection may not be reduced  
3 or abrogated while the bonds for which the pledge is made, or bonds  
4 issued to refund those bonds, are outstanding.

5 (c) If sufficient funds are not available to the board to  
6 meet its obligations under this section, the board may transfer  
7 funds among institutions, branches, and entities of The University  
8 of Texas System to ensure the most equitable and efficient  
9 allocation of available resources for each institution, branch, or  
10 entity to carry out its constitutional and statutory duties and  
11 purposes.

12 SECTION 2. Section 61.0572(e), Education Code, is amended  
13 to read as follows:

14 (e) Approval of the board is not required to acquire real  
15 property that is financed by bonds issued under Section 55.17(e)(3)  
16 or (4), 55.1713-55.1718, 55.1721-55.1728, [~~or~~] 55.174, or  
17 55.17421, except that the board shall review all real property to be  
18 financed by bonds issued under those sections to determine whether  
19 the property meets the standards adopted by the board for cost,  
20 efficiency, and space use. If the property does not meet those  
21 standards, the board shall notify the governor, the lieutenant  
22 governor, the speaker of the house of representatives, and the  
23 Legislative Budget Board.

24 SECTION 3. Section 61.058(b), Education Code, is amended to  
25 read as follows:

26 (b) This section does not apply to construction, repair, or  
27 rehabilitation financed by bonds issued under Section 55.17(e)(3)

1 or (4), 55.1713-55.1718, 55.1721-55.1728, [~~or~~] 55.174, or  
2 55.17421, except that the board shall review all construction,  
3 repair, or rehabilitation to be financed by bonds issued under  
4 those sections to determine whether the construction,  
5 rehabilitation, or repair meets the standards adopted by board rule  
6 for cost, efficiency, and space use. If the construction,  
7 rehabilitation, or repair does not meet those standards, the board  
8 shall notify the governor, the lieutenant governor, the speaker of  
9 the house of representatives, and the Legislative Budget Board.

10 SECTION 4. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2003.