

By: Hupp

H.B. No. 321

A BILL TO BE ENTITLED

1 AN ACT

2 relating to authorizing the issuance of revenue bonds for Texas A&M
3 University--Central Texas.

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

5 SECTION 1. Subchapter B, Chapter 55, Education Code, is
6 amended by adding Section 55.1751 to read as follows:

7 Sec. 55.1751. TEXAS A&M UNIVERSITY--CENTRAL TEXAS. (a) In
8 addition to the other authority granted by this subchapter, the
9 board of regents of The Texas A&M University System may acquire,
10 purchase, construct, improve, renovate, enlarge, or equip
11 property, buildings, structures, or other facilities, including
12 roads and related infrastructure, for educational facilities for
13 the Tarleton State University System Center--Central Texas at the
14 location that may become Texas A&M University--Central Texas, to be
15 financed by the issuance of bonds in accordance with this
16 subchapter, including bonds issued in accordance with a systemwide
17 revenue financing program and secured as provided by that program,
18 in an aggregate principal amount not to exceed \$45 million.

19 (b) The board of regents may pledge irrevocably to the
20 payment of the bonds authorized by this section all or any part of
21 the revenue funds of an institution, branch, or entity of The Texas
22 A&M University System, including student tuition charges. The
23 amount of a pledge made under this subsection may not be reduced or
24 abrogated while the bonds for which the pledge is made, or bonds

1 issued to refund those bonds, are outstanding.

2 (c) If sufficient funds are not available to the board of
3 regents to meet its obligations under this section, the board may
4 transfer funds among institutions, branches, and entities of The
5 Texas A&M University System to ensure the most equitable and
6 efficient allocation of available resources for each institution,
7 branch, or entity to carry out its duties and purposes.

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

10 (e) Approval of the board is not required to acquire real
11 property that is financed by bonds issued under Section 55.17(e)(3)
12 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.1735(a)(1), 55.174,
13 55.1742, 55.1743, ~~55.1744~~, or 55.1751, except that the board
14 shall review all real property to be financed by bonds issued under
15 those sections to determine whether the property meets the
16 standards adopted by the board for cost, efficiency, and space use.
17 If the property does not meet those standards, the board shall
18 notify the governor, the lieutenant governor, the speaker of the
19 house of representatives, and the Legislative Budget Board.

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

22 (b) This section does not apply to construction, repair, or
23 rehabilitation financed by bonds issued under Section 55.17(e)(3)
24 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.174, 55.1742,
25 55.1743, ~~55.1744~~, or 55.1751, except that the board shall
26 review all construction, repair, or rehabilitation to be financed
27 by bonds issued under those sections to determine whether the

1 construction, rehabilitation, or repair meets the standards
2 adopted by board rule for cost, efficiency, and space use. If the
3 construction, rehabilitation, or repair does not meet those
4 standards, the board shall notify the governor, the lieutenant
5 governor, the speaker of the house of representatives, and the
6 Legislative Budget Board.

7 SECTION 4. It is the intent of the legislature that
8 buildings, structures, and permanent improvements financed under
9 Section 55.1751, Education Code, as added by this Act, will be
10 denominated as facilities of Texas A&M University--Central Texas
11 rather than of any other institution of higher education.

12 SECTION 5. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2005.