

By: Hamilton

H.B. No. 2192

A BILL TO BE ENTITLED

1 AN ACT

2 relating to authorizing the issuance of revenue bonds for Lamar  
3 State College--Orange.

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 55.17543 to read as follows:

7 Sec. 55.17543. TEXAS STATE UNIVERSITY SYSTEM; ADDITIONAL  
8 BONDS. (a) In addition to the other authority granted by this  
9 subchapter, the board of regents of the Texas State University  
10 System may acquire, purchase, construct, improve, renovate,  
11 enlarge, or equip property, buildings, structures, or other  
12 facilities, including roads and related infrastructure, for  
13 educational facilities for Lamar State College--Orange, to be  
14 financed by the issuance of bonds in accordance with this  
15 subchapter, including bonds issued in accordance with a systemwide  
16 revenue financing program and secured as provided by that program,  
17 in an aggregate principal amount not to exceed \$3.5 million.

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

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

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

9        (e) Approval of the board is not required to acquire real  
10 property that is financed by bonds issued under Section 55.17(e)(3)  
11 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.1735(a)(1), 55.174,  
12 55.1742, 55.1743, ~~55.1744~~, or 55.17543, except that the board  
13 shall review all real property to be financed by bonds issued under  
14 those sections to determine whether the property meets the  
15 standards adopted by the board for cost, efficiency, and space use.  
16 If the property does not meet those standards, the board shall  
17 notify the governor, the lieutenant governor, the speaker of the  
18 house of representatives, and the Legislative Budget Board.

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

21        (b) This section does not apply to construction, repair, or  
22 rehabilitation financed by bonds issued under Section 55.17(e)(3)  
23 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.174, 55.1742,  
24 55.1743, ~~55.1744~~, or 55.17543, except that the board shall  
25 review all construction, repair, or rehabilitation to be financed  
26 by bonds issued under those sections to determine whether the  
27 construction, rehabilitation, or repair meets the standards

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

6 SECTION 4. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2005.