

1-1 By: Morrison, et al. (Senate Sponsor - Duncan) H.B. No. 3001  
1-2 (In the Senate - Received from the House May 6, 2005;  
1-3 May 12, 2005, read first time and referred to Committee on Finance;  
1-4 May 23, 2005, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 10, Nays 0; May 23, 2005,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3001 By: Duncan

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the amount of the annual constitutional appropriation  
1-11 to certain agencies and institutions of higher education and to the  
1-12 allocation of those funds to those agencies and institutions.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 62.021, Education Code, is amended by  
1-15 amending Subsection (a) and adding Subsections (a-1) and (a-2) to  
1-16 read as follows:

1-17 (a) Each state fiscal year beginning with the state fiscal  
1-18 year ending August 31, 2007, an eligible institution is entitled to  
1-19 receive an amount allocated in accordance with this section from  
1-20 funds appropriated by Section 17(a), Article VII, Texas  
1-21 Constitution. The comptroller shall distribute funds allocated  
1-22 under this subsection only on presentation of a claim and issuance  
1-23 of a warrant in accordance with Section 403.071, Government Code.  
1-24 The comptroller may not issue a warrant from any funds allocated  
1-25 under this subsection before the delivery of goods or services  
1-26 described in Section 17, Article VII, Texas Constitution, except  
1-27 for the payment of principal or interest on bonds or notes or for a  
1-28 payment for a book or other published library material as  
1-29 authorized by Section 2155.386, Government Code. The allocation of  
1-30 funds under this subsection is made in accordance with an equitable  
1-31 formula consisting of the following elements: space deficit,  
1-32 facilities condition, institutional complexity, and a separate  
1-33 allocation [allocations] for [medical units and] the Texas State  
1-34 Technical College System[, and an additional allocation for Texas  
1-35 Southern University for compliance with the Texas Desegregation  
1-36 Plan]. The amounts allocated by the formula are as follows:

1-37 (1) \$3,434,348 to [5,256,817 Texas A&M  
1-38 University--Commerce, including an allocation of \$1,027,070 to  
1-39 Texas A&M University--Texarkana,

1-40 [\$8,818,023 Lamar University, including an allocation of  
1-41 \$491,946 to Lamar Institute of Technology, an allocation of  
1-42 \$743,967 to Lamar University at Orange and an allocation of  
1-43 \$2,336,605 to Lamar University at Port Arthur,

1-44 [\$3,007,669] Midwestern State University;

1-45 (2) \$26,137,233 to the [18,021,033] University of  
1-46 North Texas;

1-47 (3) \$8,139,391 to the University of North Texas Health  
1-48 Science Center at Fort Worth;

1-49 (4) \$12,882,348 to [7,131,692] The University of  
1-50 Texas--Pan American;

1-51 (5) \$4,186,790 [including an allocation of  
1-52 \$1,050,580] to The University of Texas at Brownsville;

1-53 (6) \$7,025,771 to [6,633,109] Stephen F. Austin State  
1-54 University;

1-55 (7) to the following component institutions of the  
1-56 [\$3,640,000 University of North Texas Health Science Center at Fort  
1-57 Worth,

1-58 [\$26,132,524] Texas State University System:

1-59 (A) \$11,210,508 to Lamar University;

1-60 (B) \$1,115,048 to Lamar State College--Orange;

1-61 (C) \$1,190,119 to Lamar State College--Port  
1-62 Arthur;

1-63 (D) \$3,585,802 [Administration and the following

2-1 ~~component institutions, including an allocation of \$3,887,211] to~~  
2-2 Angelo State University;  
2-3 (E) \$9,916,306 [~~an allocation of \$5,864,608~~] to  
2-4 Sam Houston State University;  
2-5 (F) \$19,799,276 [~~an allocation of \$14,479,112~~]  
2-6 to Texas State University--San Marcos;  
2-7 (G) \$2,043,772 [~~an allocation of \$1,635,271~~] to  
2-8 Sul Ross State University; and  
2-9 (H) \$379,831 [~~an allocation of \$266,322~~] to Sul  
2-10 Ross State University-Rio Grande College;  
2-11 (8) \$11,156,463 to [~~\$7,191,493~~] Texas Southern  
2-12 University [~~(includes allocation of \$1,000,000 for compliance with~~  
2-13 ~~Texas Desegregation Plan)];~~  
2-14 (9) \$26,829,477 to [~~\$20,961,881~~] Texas Tech  
2-15 University;  
2-16 (10) \$17,849,441 to [~~\$7,735,000~~] Texas Tech  
2-17 University Health Sciences Center;  
2-18 (11) \$8,424,209 to [~~\$6,974,897~~] Texas Woman's  
2-19 University;  
2-20 (12) to the following component institutions of the  
2-21 [~~\$36,952,989~~] University of Houston System:  
2-22 (A) \$35,276,140 [~~Administration and the~~  
2-23 ~~following component institutions, including an allocation of~~  
2-24 ~~\$25,986,116~~] to the University of Houston;  
2-25 (B) \$2,282,883 [~~an allocation of \$1,659,449~~] to  
2-26 the University of Houston--Victoria;  
2-27 (C) \$6,001,337 [~~an allocation of \$3,853,447~~] to  
2-28 the University of Houston--Clear Lake; and  
2-29 (D) \$9,628,151 [~~an allocation of \$5,453,977~~] to  
2-30 the University of Houston--Downtown;  
2-31 (13) to the [~~\$12,692,873~~ The] following component  
2-32 institutions [~~components~~] of The Texas A&M University System:  
2-33 (A) \$8,278,993 [~~, including an allocation of~~  
2-34 ~~\$3,687,722~~] to Texas A&M University--Corpus Christi;  
2-35 (B) \$3,130,211 [~~an allocation of \$1,778,155~~] to  
2-36 Texas A&M International University;  
2-37 (C) \$5,052,232 [~~an allocation of \$3,555,651~~] to  
2-38 Texas A&M University--Kingsville; [~~and~~]  
2-39 (D) \$4,776,890 [~~an allocation of \$3,671,345~~] to  
2-40 West Texas A&M University;  
2-41 (E) \$5,345,678 to Texas A&M  
2-42 University--Commerce; and  
2-43 (F) \$1,646,352 to Texas A&M  
2-44 University--Texarkana; and  
2-45 (14) \$5,775,000 to the [~~\$3,850,000~~] Texas State  
2-46 Technical College System Administration and the following  
2-47 component campuses, but not its extension centers or programs:  
2-48 (A) Texas State Technical College--Harlingen;  
2-49 (B) Texas State Technical College--Marshall;  
2-50 (C) Texas State Technical College--West Texas  
2-51 [~~Sweetwater~~]; and  
2-52 (D) Texas State Technical College--Waco.

2-53 (a-1) For the state fiscal year ending August 31, 2006, an  
2-54 eligible institution is entitled to receive an amount allocated in  
2-55 accordance with this section from funds appropriated by Section  
2-56 17(a), Article VII, Texas Constitution. The comptroller shall  
2-57 distribute funds allocated under this subsection only on  
2-58 presentation of a claim and issuance of a warrant in accordance with  
2-59 Section 403.071, Government Code. The comptroller may not issue a  
2-60 warrant from any funds allocated under this subsection before the  
2-61 delivery of goods or services described in Section 17, Article VII,  
2-62 Texas Constitution, except for the payment of principal or interest  
2-63 on bonds or notes or for a payment for a book or other published  
2-64 library material as authorized by Section 2155.386, Government  
2-65 Code. The allocation of funds under this subsection is made in  
2-66 accordance with an equitable formula consisting of the following  
2-67 elements: space deficit, facilities condition, institutional  
2-68 complexity, and a separate allocation for the Texas State Technical  
2-69 College System. The amounts allocated by the formula are as

3-1 follows:  
 3-2 (1) \$2,289,565 to Midwestern State University;  
 3-3 (2) \$17,424,822 to the University of North Texas;  
 3-4 (3) \$5,426,261 to the University of North Texas Health  
 3-5 Science Center at Fort Worth;  
 3-6 (4) \$8,588,232 to The University of Texas--Pan  
 3-7 American;  
 3-8 (5) \$2,791,194 to The University of Texas at  
 3-9 Brownsville;  
 3-10 (6) \$4,683,847 to Stephen F. Austin State University;  
 3-11 (7) to the following component institutions of the  
 3-12 Texas State University System:  
 3-13 (A) \$7,473,672 to Lamar University;  
 3-14 (B) \$743,365 to Lamar State College--Orange;  
 3-15 (C) \$793,412 to Lamar State College--Port  
 3-16 Arthur;  
 3-17 (D) \$2,390,535 to Angelo State University;  
 3-18 (E) \$6,610,870 to Sam Houston State University;  
 3-19 (F) \$13,199,517 to Texas State University--San  
 3-20 Marcos;  
 3-21 (G) \$1,362,515 to Sul Ross State University; and  
 3-22 (H) \$253,220 to Sul Ross State University--Rio  
 3-23 Grande College;  
 3-24 (8) \$7,437,642 to Texas Southern University;  
 3-25 (9) \$17,886,318 to Texas Tech University;  
 3-26 (10) \$11,899,627 to Texas Tech University Health  
 3-27 Sciences Center;  
 3-28 (11) \$5,616,139 to Texas Woman's University;  
 3-29 (12) to the following component institutions of the  
 3-30 University of Houston System:  
 3-31 (A) \$23,517,427 to the University of Houston;  
 3-32 (B) \$1,521,922 to the University of  
 3-33 Houston--Victoria;  
 3-34 (C) \$4,000,892 to the University of  
 3-35 Houston--Clear Lake; and  
 3-36 (D) \$6,418,767 to the University of  
 3-37 Houston--Downtown;  
 3-38 (13) to the following component institutions of The  
 3-39 Texas A&M University System:  
 3-40 (A) \$5,519,329 to Texas A&M University--Corpus  
 3-41 Christi;  
 3-42 (B) \$2,086,807 to Texas A&M International  
 3-43 University;  
 3-44 (C) \$3,368,155 to Texas A&M  
 3-45 University--Kingsville;  
 3-46 (D) \$3,184,593 to West Texas A&M University;  
 3-47 (E) \$3,563,785 to Texas A&M  
 3-48 University--Commerce; and  
 3-49 (F) \$1,097,568 to Texas A&M  
 3-50 University--Texarkana; and  
 3-51 (14) \$3,850,000 to the Texas State Technical College  
 3-52 System Administration and the following component campuses, but not  
 3-53 its extension centers or programs:  
 3-54 (A) Texas State Technical College--Harlingen;  
 3-55 (B) Texas State Technical College--Marshall;  
 3-56 (C) Texas State Technical College--West Texas;  
 3-57 and  
 3-58 (D) Texas State Technical College--Waco.  
 3-59 (a-2) Subsection (a-1) and this subsection expire September  
 3-60 1, 2006.  
 3-61 SECTION 2. Section 62.024, Education Code, is amended to  
 3-62 read as follows:  
 3-63 Sec. 62.024. AMOUNT OF ALLOCATION INCREASED. In accordance  
 3-64 with [~~Article VII,~~] Section 17(a), Article VII, [~~of the~~] Texas  
 3-65 Constitution, for each state fiscal year beginning with the state  
 3-66 fiscal year ending August 31, 2007, the amount of the annual  
 3-67 constitutional appropriation under that subsection is increased to  
 3-68 \$262.5 [~~\$175~~] million.  
 3-69 SECTION 3. Section 62.027(c), Education Code, is amended to

4-1 read as follows:

4-2 (c) The increase provided by the amendment to Section 62.024  
4-3 enacted by the 79th Legislature, Regular Session, 2005, in the  
4-4 amount of the appropriation made under Section 17(a), Article VII,  
4-5 Texas Constitution, for each state fiscal year beginning with the  
4-6 state fiscal year ending August 31, 2007, constitutes the increase  
4-7 in accordance with Section 17(a) that the legislature considers  
4-8 appropriate for the five-year period ~~[is valid and effective]~~  
4-9 beginning September 1, 2005 ~~[1995]~~.

4-10 SECTION 4. Section 62.021(e), Education Code, is repealed.

4-11 SECTION 5. (a) Except as provided by Subsections (b) and  
4-12 (c) of this section, this Act takes effect September 1, 2005.

4-13 (b) Subject to Subsection (c) of this section, Section 2 of  
4-14 this Act takes effect September 1, 2006.

4-15 (c) Sections 2 and 3 of this Act take effect only if this Act  
4-16 is approved by a vote of two-thirds of the membership of each house  
4-17 of the legislature as required by Section 17(a), Article VII, Texas  
4-18 Constitution.

4-19 \* \* \* \* \*