

By: Swinford

H.B. No. 3285

A BILL TO BE ENTITLED

AN ACT

relating to the abolition of the State Aircraft Pooling Board and its functions.

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

SECTION 1. Subchapter C, Chapter 85, Education Code, is amended by adding Section 85.285 to read as follows:

Sec. 85.285. AIRCRAFT. (a) The board is primarily responsible for scheduling university system aircraft.

(b) The university system shall base university system aircraft in Brazos County.

(c) A pilot of university system aircraft must be an employee of the university system.

(d) In this section, "university system aircraft" means aircraft owned on August 31, 1991, or acquired after that date by the university system or one of its components.

SECTION 2. The following laws are repealed:

- (1) Chapter 2205, Government Code;
- (2) Section 2175.134(c), Government Code;
- (3) Section 2175.191(c), Government Code; and
- (4) Article 59.11, Code of Criminal Procedure.

SECTION 3. On the effective date of this Act:

- (1) the State Aircraft Pooling Board is abolished;
- (2) all board employee positions are eliminated; and
- (3) any memorandum of understanding or interagency

1 contract entered into between the Texas Department of  
2 Transportation and the State Aircraft Pooling Board for the  
3 operation of state aircraft expires.

4 SECTION 4. (a) The Texas Department of Transportation  
5 shall sell for fair market value all state aircraft and  
6 aircraft-related equipment formerly under the custody of the State  
7 Aircraft Pooling Board. If bonds were issued in connection with  
8 acquiring or maintaining the aircraft or equipment or in connection  
9 with other board purposes, the proceeds from the sale of the  
10 aircraft and equipment shall be used to pay off the bonds to the  
11 extent the proceeds of the bonds were expended for those purposes.

12 (b) The Texas Department of Transportation shall sell the  
13 State Aircraft Pooling Board facility located at the  
14 Austin-Bergstrom International Airport for not less than the amount  
15 contained in the current market value assessment of the property  
16 that shall be made by the General Land Office. If bonds were  
17 issued, the proceeds of which were expended for the purchase,  
18 maintenance, or construction of the Austin-Bergstrom facilities,  
19 the proceeds from the sale of the facilities shall be used to pay  
20 off the state bond obligations as the Texas Public Finance  
21 Authority determines to be appropriate.

22 SECTION 5. (a) Notwithstanding any other law, the Texas  
23 Department of Transportation has charge and control over the  
24 approximately three-acre property formerly operated by the State  
25 Aircraft Pooling Board at the site of the former Robert Mueller  
26 Municipal Airport.

27 (b) The department may only:

1           (1) use the property described by Subsection (a) of  
2 this section for purposes consistent with the operation of an  
3 intelligent transportation system unless the City of Austin and  
4 Travis County agree to a different use; and

5           (2) lease an unneeded portion of the property  
6 described by Subsection (a) of this section under the procedures  
7 prescribed by Subchapter C, Chapter 202, Transportation Code, if  
8 the lease is approved by the City of Austin and Travis County.

9           (c) If bonds were issued in connection with acquiring,  
10 renovating, or maintaining the facilities located at the site of  
11 the former Robert Mueller Municipal Airport, the proceeds from any  
12 lease of the facilities shall be used to pay off the bonds to the  
13 extent the proceeds of the bonds were expended for acquiring,  
14 renovating, or maintaining the facilities.

15          (d) In this section, "intelligent transportation system"  
16 means a traffic management system designed to enhance the  
17 efficiency and safety of the transportation system in the Austin  
18 regional area through the remote monitoring and broadcasting of  
19 traffic information. The term does not include the maintenance of  
20 vehicles, the storage of fuel, or the storage of vehicles.

21          SECTION 6. This Act takes effect September 1, 2005.