

By: Duncan, et al.

S.J.R. No. 61

Substitute the following for S.J.R. No. 61:

By: Aycock

C.S.S.J.R. No. 61

A JOINT RESOLUTION

1 proposing a constitutional amendment providing for the
2 continuation of the constitutional appropriation of money to
3 certain higher education entities and for the appropriation and
4 allocation of income from the higher education fund for the purpose
5 of performing certain repairs or rehabilitation of permanent
6 improvements at those entities.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

8 SECTION 1. Sections 17(b) and (i), Article VII, Texas
9 Constitution, are amended to read as follows:

10 (b) The funds appropriated under Subsections [~~Subsection~~
11 (a) and (i) of this section shall be for the use of the following
12 eligible agencies and institutions of higher education (even though
13 their names may be changed):

14 (1) [~~East Texas State University including East Texas~~
15 ~~State University at Texarkana,~~

16 [~~(2)~~] Lamar University including Lamar State
17 College--Orange [~~University at Orange~~] and Lamar State
18 College--Port Arthur [~~University at Port Arthur~~];

19 (2) [~~(3)~~] Midwestern State University;

20 (3) [~~(4)~~] University of North Texas;

21 (4) [~~(5)~~] The University of Texas--Pan American;

22 (5) [~~including~~] The University of Texas at
23 Brownsville;

24 (6) Stephen F. Austin State University;

(7) University of North Texas Health Science Center at Fort Worth [~~Texas College of Osteopathic Medicine~~];

(8) Texas State University System Administration and the [~~following~~] component institutions of the system listed in this subsection; [+]

(9) Angelo State University;

(10) Sam Houston State University;

(11) [~~Southwest~~] Texas State University--San Marcos;

(12) Sul Ross State University including Sul Ross University Rio Grande College [~~Uvalde Study Center~~];

(13) Texas Southern University;

(14) Texas Tech University;

(15) Texas Tech University Health Sciences Center;

(16) Texas Woman's University;

(17) University of Houston System Administration and the [~~following~~] component institutions of the system listed in this subsection; [+]

(18) University of Houston;

(19) University of Houston--Victoria;

(20) University of Houston--Clear Lake;

(21) University of Houston--Downtown;

(22) Texas A&M University--Corpus Christi;

(23) Texas A&M International University;

(24) Texas A&M University--Kingsville;

(25) West Texas A&M University;

(26) Texas A&M University--Commerce;

(27) Texas A&M University--Texarkana; and

1 (28) [~~26~~] Texas State Technical College System and
2 its campuses, but not its extension centers or programs.

3 (i) The legislature by general law may dedicate portions of
4 the state's revenues to the creation of a dedicated fund ("the
5 higher education fund") for the purposes expressed in Subsection
6 (a) of this section. The legislature shall provide for
7 administration of the fund, which shall be invested in the manner
8 provided for investment of the permanent university fund. The
9 income from the investment of the higher education fund shall be
10 credited to the higher education fund until such time as the fund
11 totals \$2 billion. The principal of the higher education fund shall
12 never be expended. [~~At the beginning of the fiscal year after the~~

13 ~~fund reaches \$2 billion, as certified by the comptroller of public~~
14 ~~accounts, the dedication of general revenue funds provided for in~~
15 ~~Subsection (a) of this section shall cease.] At the beginning of~~

16 each [~~the~~] fiscal year after the fund reaches \$2 billion, [~~and each~~
17 ~~year thereafter,~~] 10 percent of the interest, dividends, and other

18 income accruing from the investments of the higher education fund
19 during the previous fiscal year shall be deposited to the credit of
20 the fund and become part of the principal of the fund, and [~~out of~~]

21 the remainder of the annual income from the investment of the
22 principal of the fund [~~there~~] shall be appropriated for purposes of
23 the major repair or rehabilitation of buildings, facilities, and

24 other permanent improvements at higher education entities
25 described by Subsection (a). The amount appropriated each fiscal
26 year by this subsection [~~an annual sum sufficient to pay the~~

27 ~~principal and interest due on the bonds and notes issued under this~~

1 ~~section and the balance of the income]~~ shall be allocated and~~[7]~~
2 distributed to those entities for those purposes pursuant to an
3 equitable formula provided by general law~~[7]~~ and may be expended
4 only for those purposes in addition to ~~[as provided for]~~ the
5 appropriations made under Subsection (a).

6 SECTION 2. This proposed constitutional amendment shall be
7 submitted to the voters at an election to be held November 6, 2007.
8 The ballot shall be printed to permit voting for or against the
9 proposition: "The constitutional amendment providing for the
10 continuation of the constitutional appropriation of money to
11 certain higher education entities and for the appropriation and
12 allocation of income from the higher education fund for the purpose
13 of performing certain repairs or rehabilitation of permanent
14 improvements at those entities."