

BILL ANALYSIS

Senate Research Center
82R10192 SLB-F

S.B. 1845
By: Lucio
Higher Education
4/11/2011
As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

In 1989, Texas A&I University in Kingsville became part of The Texas A&M University System. Four years later, the university name was changed to Texas A&M University--Kingsville.

Those in opposition to the change in name contend that the change was done without the participation of the many stakeholders who have a vested interest in the institution.

S.B. 1845 reverts the name of the institution to Texas A&I University.

As proposed, S.B. 1845 amends current law relating to the change of the name of Texas A&M University--Kingsville to Texas A&I University.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends the heading to Subchapter D, Chapter 87, Education Code, to read as follows:

SUBCHAPTER D. TEXAS A&I UNIVERSITY

SECTION 2. Amends Section 87.301, Education Code, as follows:

Sec. 87.301. ESTABLISHMENT. (a) Provides that Texas A&I University, rather than Texas A&M University--Kingsville, is a coeducational institution of higher education located in the city of Kingsville.

(b) Makes a conforming change.

SECTION 3. Amends Section 51.502(1), Education Code, to redefine "eligible institution."

SECTION 4. Amends Section 54.060(b), Education Code, as follows:

(b) Provides that the foreign student tuition fee prescribed in this chapter does not apply to a foreign student who is a resident of a nation situated adjacent to Texas, demonstrates financial need as provided by Subsection (c), and registers in:

(1)-(2) Makes no changes to these subdivisions;

(3) Texas A&I University, rather than Texas A&M University--Kingsville, Texas A&M University--Corpus Christi, or The University of Texas at San Antonio; or

(4) Makes no changes to this subdivision.

SECTION 5. Amends the heading to Section 54.5392, Education Code, to read as follows:

Sec. 54.5392. INTERCOLLEGIATE ATHLETICS FEE; TEXAS A&I UNIVERSITY.

SECTION 6. Amends Section 54.5392(a), Education Code, as follows:

(a) Authorizes the board of regents of The Texas A&M University System to impose an intercollegiate athletics fee on each student enrolled at Texas A&I University, rather than Texas A&M University--Kingsville.

SECTION 7. Amends Section 55.1713(a), Education Code, as follows:

(a) Authorizes the board of regents of The Texas A&M University System, in addition to the authority granted by Sections 55.13 (Authority to Issue Revenue Bonds), 55.14 (Terms and Conditions), 55.17 (Pledges; Parietal Rules; Types of Fees; Additional Pledge of Resources; Acquisition, Etc of Property; Revenue Bonds), 55.171 (Specific Institutions), 55.1711 (Texas A&M University--Corpus Christi), 55.1712 (Texas A&M International University), and 55.19 (Refunding Bonds) of this code, to acquire, purchase, construct, improve, renovate, enlarge, or equip property, buildings, structures, facilities, roads, or related infrastructure for the following institutions to be financed by the issuance of bonds in accordance with this subchapter and in accordance with a systemwide revenue financing program adopted by the board in aggregate principal amounts not to exceed the following amounts:

(1)-(2) Makes no changes to these subdivisions; and

(3) Texas A&I University, rather than Texas A&M University--Kingsville, \$17 million.

SECTION 8. Amends Section 55.1721(a), Education Code, as follows:

(a) Authorizes the board of regents of The Texas A&M University System, in addition to the other authority granted by this subchapter, to acquire, purchase, construct, improve, renovate, enlarge, or equip property, buildings, structures, facilities, roads, or related infrastructure for the following institutions to be financed by the issuance of bonds in accordance with this subchapter and in accordance with a systemwide revenue financing program adopted by the board in aggregate principal amounts not to exceed the following amounts:

(1)-(7) Makes no changes to these subdivisions;

(8) Texas A&I University, rather than Texas A&M University--Kingsville, \$15 million; and

(9) -(10) Makes no changes to these subdivisions.

SECTION 9. Amends Section 55.1731(a), Education Code, as follows:

(a) Authorizes the board of regents of The Texas A&M University System, in addition to the other authority granted by this subchapter, to issue in accordance with this subchapter and in accordance with a systemwide revenue financing program adopted by the board bonds for the following institutions not to exceed the following aggregate principal amounts to finance projects specified as follows:

(1)-(6) Makes no changes to these subdivisions;

(7) Texas A&I University, rather than Texas A&M University--Kingsville, \$20,060,000 to construct facilities for a pharmacy school and to construct a student services building; and

(8)-(10) Makes no changes to these subdivisions.

SECTION 10. Amends Section 55.1751(a), Education Code, as follows:

(a) Authorizes the board of regents of The Texas A&M University System, in addition to the other authority granted by this subchapter, to acquire, purchase, construct, improve, renovate, enlarge, or equip facilities, including roads and related infrastructure, for projects to be financed through the issuance of bonds in accordance with this subchapter and in accordance with a systemwide revenue financing program adopted by the board for the following institutions and facilities not to exceed the following aggregate principal amounts for the projects specified as follows:

(1)-(4) Makes no changes to these subdivisions;

(5) Texas A&I University, rather than Texas A&M University--Kingsville, \$9,540,000 for the citrus center building; and

(6)-(12) Makes no changes to these subdivisions.

SECTION 11. Amends Section 61.003(3), Education Code, to redefine "general academic teaching institution."

SECTION 12. Amends Section 62.021(a), Education Code, as follows:

(a) Requires that the annual amounts allocated by the formula are as follows to certain component institutions of The Texas A&M University System, including \$5,046,885 to Texas A&I University, rather than Texas A&M University--Kingsville.

SECTION 13. Amends Section 85.70(c), Education Code, as follows:

(c) Requires the board of regents of The Texas A&M University System (board) to lease for oil, gas, sulphur, or other mineral development, as prescribed by this subchapter, all or part of the land under the exclusive control of the board owned by the State of Texas and acquired for the use of Texas A&I University, rather than Texas A&M University--Kingsville, and its divisions. Requires that any money received by the board concerning such land under this subchapter to be deposited in the state treasury to the credit of a special fund to be known as the Texas A&I University, rather than Texas A&M University--Kingsville, special mineral fund to be used exclusively for Texas A&I University, rather than Texas A&M University--Kingsville, and its branches and divisions.

SECTION 14. Amends Section 504.626(b), Transportation Code, as follows:

(b) Requires the remainder of the fee for issuance of the license plates, after deduction of the Texas Department of Motor Vehicles administrative costs, to be deposited to the credit of an account in the general revenue fund that may be appropriated only to Texas A&I University, rather than Texas A&M University--Kingsville, to provide financial assistance to graduate students in the College of Agriculture and Human Sciences.

SECTION 15. (a) Provides that a reference in law to Texas A&M University--Kingsville means Texas A&I University.

(b) Provides that an appropriation for the use and benefit of Texas A&M University--Kingsville is available for the use and benefit of Texas A&I University.

SECTION 16. (a) Prohibits state money from being used to pay the costs of the change of name from Texas A&M University--Kingsville to Texas A&I University.

(b) Authorizes Texas A&I University to accept a grant or donation to pay the costs of the change of name from Texas A&M University--Kingsville to Texas A&I University.

(c) Prohibits the university from paying the costs of the name change except by using money granted or donated to the university for that purpose.

(d) Authorizes money received under Subsection (b) of this section to be used solely for the benefit of Texas A&I University.

SECTION 17. Provides that this Act does not make an appropriation. Provides that a provision in this Act that creates a new governmental program, creates a new entitlement, or imposes a new duty on a governmental entity is not mandatory during a fiscal period for which the legislature has not made a specific appropriation to implement the provision.

SECTION 18. Effective date: September 1, 2011.