

By: Villarreal

H.J.R. No. 153

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature
2 to pass laws relating to junior college districts, including laws
3 for the assessment and collection of taxes by a junior college
4 district without the necessity of an election.

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

6 SECTION 1. Article VII, Texas Constitution, is amended by
7 adding Section 3-a and amending Section 3-b to read as follows:

8 Sec. 3-a. (a) The Legislature by general law may provide
9 for the formation, management, and control of junior college
10 districts.

11 (b) The Legislature by general law may provide for the levy
12 and collection of taxes by junior college districts for the
13 maintenance and operation of the districts and for the construction
14 and equipment of junior college buildings and other capital
15 improvements, and may authorize a junior college district to issue
16 bonds and other obligations payable from the taxes if approved by
17 the qualified voters of the district at an election held for that
18 purpose.

19 Sec. 3-b. No tax for the maintenance of public free schools
20 voted in any independent school district [~~and no tax for the~~
21 ~~maintenance of a junior college voted by a junior college~~
22 ~~district~~], nor any bonds voted in any such district, but unissued,
23 shall be abrogated, cancelled or invalidated by change of any kind
24 in the boundaries thereof. After any change in boundaries, the

1 governing body of any such district, without the necessity of an
2 additional election, shall have the power to assess, levy and
3 collect ad valorem taxes on all taxable property within the
4 boundaries of the district as changed, for the purposes of the
5 maintenance of public free schools [~~or the maintenance of a junior~~
6 ~~college, as the case may be~~], and the payment of principal of and
7 interest on all bonded indebtedness outstanding against, or
8 attributable, adjusted or allocated to, such district or any
9 territory therein, in the amount, at the rate, or not to exceed the
10 rate, and in the manner authorized in the district prior to the
11 change in its boundaries, and further in accordance with the laws
12 under which all such bonds, respectively, were voted; and such
13 governing body also shall have the power, without the necessity of
14 an additional election, to sell and deliver any unissued bonds
15 voted in the district prior to any such change in boundaries, and to
16 assess, levy and collect ad valorem taxes on all taxable property in
17 the district as changed, for the payment of principal of and
18 interest on such bonds in the manner permitted by the laws under
19 which such bonds were voted. In those instances where the
20 boundaries of any such independent school district are changed by
21 the annexation of, or consolidation with, one or more whole school
22 districts, the taxes to be levied for the purposes hereinabove
23 authorized may be in the amount or at not to exceed the rate
24 theretofore voted in the district having at the time of such change
25 the greatest scholastic population according to the latest
26 scholastic census and only the unissued bonds of such district
27 voted prior to such change, may be subsequently sold and delivered

1 and any voted, but unissued, bonds of other school districts
2 involved in such annexation or consolidation shall not thereafter
3 be issued.

4 SECTION 2. This proposed constitutional amendment shall be
5 submitted to the voters at an election to be held November 8, 2011.
6 The ballot shall be printed to permit voting for or against the
7 proposition: "The constitutional amendment authorizing the
8 legislature to pass laws relating to junior college districts,
9 including laws for the assessment and collection of taxes by a
10 junior college district without the necessity of an election."