

By: Seliger

S.B. No. 11

A BILL TO BE ENTITLED

AN ACT

relating to authorizing the issuance of revenue bonds to fund capital projects at public institutions of higher education.

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

SECTION 1. Subchapter B, Chapter 55, Education Code, is amended by adding Sections 55.1781, 55.1782, 55.1783, 55.1784, 55.1785, 55.1786, 55.1787, 55.1788, 55.1789, 55.17891, and 55.17892 to read as follows:

Sec. 55.1781. THE TEXAS A&M UNIVERSITY SYSTEM; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of The Texas A&M University System may acquire, purchase, construct, improve, renovate, enlarge, or equip property and 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, not to exceed the following aggregate principal amounts for the projects specified, as follows:

(1) Texas A&M University--Commerce, \$38,250,000 for a library and technology center;

(2) Texas A&M University--Corpus Christi, \$63,750,000 for a life sciences research building;

(3) Texas A&M University--Kingsville, \$35,700,000 for music building expansion and renovation of Jones Auditorium;

- 1 (4) Texas A&M University--Texarkana, \$39,100,000 for
2 an academic and laboratory learning center;
- 3 (5) West Texas A&M University, \$10,200,000 for the
4 Amarillo Center;
- 5 (6) The Texas A&M University System Health Science
6 Center:
- 7 (A) \$7,650,000 for facilities in Round Rock,
8 Texas;
- 9 (B) \$38,250,000 for a research building in
10 Temple, Texas; and
- 11 (C) \$68,000,000 for an education center and
12 research building in Dallas, Texas;
- 13 (7) Texas A&M International University, \$44,200,000
14 for library renovation, additional instructional spaces, and a
15 support services building;
- 16 (8) Prairie View A&M University, \$6,800,000 for
17 critical deferred maintenance;
- 18 (9) Tarleton State University:
- 19 (A) \$55,250,000 for the Gates Agriculture and
20 Business Building; and
- 21 (B) \$12,750,000 for the Midlothian Higher
22 Education Center;
- 23 (10) Texas A&M University, \$68,000,000 for a
24 biocontainment research facility;
- 25 (11) Texas A&M University at Galveston, \$39,100,000
26 for an academic building;
- 27 (12) Texas A&M University--Central Texas, \$42,500,000

1 for a science, health science, and wellness building; and

2 (13) Texas A&M University--San Antonio, \$74,800,000
3 for a science and technology building and central and physical
4 plant.

5 (b) The board may pledge irrevocably to the payment of bonds
6 authorized by this section all or any part of the revenue funds of
7 an institution, branch, or entity of The Texas A&M University
8 System, including student tuition charges. The amount of a pledge
9 made under this subsection may not be reduced or abrogated while the
10 bonds for which the pledge is made, or bonds issued to refund those
11 bonds, are outstanding.

12 (c) If sufficient funds are not available to the board to
13 meet its obligations under this section, the board may transfer
14 funds among institutions, branches, and entities of The Texas A&M
15 University System to ensure the most equitable and efficient
16 allocation of available resources for each institution, branch, or
17 entity to carry out its duties and purposes.

18 Sec. 55.1782. THE UNIVERSITY OF TEXAS SYSTEM; ADDITIONAL
19 BONDS. (a) In addition to the other authority granted by this
20 subchapter, the board of regents of The University of Texas System
21 may acquire, purchase, construct, improve, renovate, enlarge, or
22 equip property and facilities, including roads and related
23 infrastructure, for projects to be financed through the issuance of
24 bonds in accordance with this subchapter and in accordance with a
25 systemwide revenue financing program adopted by the board for the
26 following institutions, not to exceed the following aggregate
27 principal amounts for the projects specified, as follows:

- 1 (1) The University of Texas at Austin, \$80,750,000 for
2 an engineering education and research center;
- 3 (2) The University of Texas at Brownsville or its
4 successor university, \$100,000,000 for a new campus in Brownsville;
- 5 (3) The University of Texas--Pan American,
6 \$83,300,000 for Science Building II;
- 7 (4) The University of Texas Southwestern Medical
8 Center at Dallas, \$51,000,000 for north campus Phase VI vivarium
9 and research facilities;
- 10 (5) The University of Texas Health Science Center at
11 San Antonio, \$11,900,000 for a South Texas diabetes institute and
12 for an enhanced performance laboratory of the Barshop Institute for
13 Longevity and Aging Studies;
- 14 (6) The University of Texas M. D. Anderson Cancer
15 Center, \$42,500,000 for a personalized cancer care building;
- 16 (7) The University of Texas Medical Branch at
17 Galveston, \$34,000,000 for a health education center;
- 18 (8) The University of Texas at Arlington, \$54,655,000
19 for renovation of and addition to a life science building;
- 20 (9) The University of Texas at Dallas, \$80,750,000 for
21 an engineering building;
- 22 (10) The University of Texas at El Paso, \$84,150,000
23 for an interdisciplinary research facility;
- 24 (11) The University of Texas at San Antonio,
25 \$78,837,500 for an experimental science instructional building;
- 26 (12) The University of Texas at Tyler, \$41,225,000 for
27 a STEM and business complex and renovation of the business

1 building;

2 (13) The University of Texas Health Science Center at
3 Houston, \$99,365,000 for the renovation and modernization of
4 educational and research facilities;

5 (14) The University of Texas Health Science Center at
6 Tyler, \$4,254,250 for the Riter Center Primary Care Training Center
7 renovation; and

8 (15) The University of Texas of the Permian Basin,
9 \$51,000,000 for an engineering building.

10 (b) The board may pledge irrevocably to the payment of bonds
11 authorized by this section all or any part of the revenue funds of
12 an institution, branch, or entity of The University of Texas
13 System, including student tuition charges. The amount of a pledge
14 made under this subsection may not be reduced or abrogated while the
15 bonds for which the pledge is made, or bonds issued to refund those
16 bonds, are outstanding.

17 (c) If sufficient funds are not available to the board to
18 meet its obligations under this section, the board may transfer
19 funds among institutions, branches, and entities of The University
20 of Texas System to ensure the most equitable and efficient
21 allocation of available resources for each institution, branch, or
22 entity to carry out its duties and purposes.

23 (d) The bonds for the project specified by Subsection (a)(2)
24 may be issued only if the 83rd Legislature enacts legislation that
25 becomes law creating or authorizing creation of a new component
26 university of The University of Texas System that incorporates the
27 facilities and programs of The University of Texas at Brownsville.

1 Sec. 55.1783. UNIVERSITY OF HOUSTON SYSTEM; ADDITIONAL
2 BONDS. (a) In addition to the other authority granted by this
3 subchapter, the board of regents of the University of Houston
4 System may acquire, purchase, construct, improve, renovate,
5 enlarge, or equip property and facilities, including roads and
6 related infrastructure, for projects to be financed through the
7 issuance of bonds in accordance with this subchapter and in
8 accordance with a systemwide revenue financing program adopted by
9 the board for the following institutions, not to exceed the
10 following aggregate principal amounts for the projects specified,
11 as follows:

12 (1) the University of Houston, \$59,500,000 for a
13 pharmacy and biomedical sciences building;

14 (2) the University of Houston--Clear Lake,
15 \$64,260,000 for a science and academic support building;

16 (3) the University of Houston--Downtown, \$35,214,650
17 for a science and technology building; and

18 (4) the University of Houston--Victoria, \$74,927,500
19 for campus expansion.

20 (b) The board may pledge irrevocably to the payment of bonds
21 authorized by this section all or any part of the revenue funds of
22 an institution, branch, or entity of the University of Houston
23 System, including student tuition charges. The amount of a pledge
24 made under this subsection may not be reduced or abrogated while the
25 bonds for which the pledge is made, or bonds issued to refund those
26 bonds, are outstanding.

27 (c) If sufficient funds are not available to the board to

1 meet its obligations under this section, the board may transfer
2 funds among institutions, branches, and entities of the University
3 of Houston System to ensure the most equitable and efficient
4 allocation of available resources for each institution, branch, or
5 entity to carry out its duties and purposes.

6 Sec. 55.1784. TEXAS STATE UNIVERSITY SYSTEM; ADDITIONAL
7 BONDS. (a) In addition to the other authority granted by this
8 subchapter, the board of regents of the Texas State University
9 System may acquire, purchase, construct, improve, renovate,
10 enlarge, or equip property and facilities, including roads and
11 related infrastructure, for projects to be financed through the
12 issuance of bonds in accordance with this subchapter and in
13 accordance with a systemwide revenue financing program adopted by
14 the board for the following institutions, not to exceed the
15 following aggregate principal amounts for the projects specified,
16 as follows:

17 (1) Lamar University, \$34,000,000 for a science
18 building;

19 (2) Lamar State College--Orange, \$12,476,300 for a
20 multipurpose education building;

21 (3) Lamar State College--Port Arthur, \$2,125,000 for
22 an addition to the allied health building;

23 (4) Lamar Institute of Technology, \$10,200,000 for
24 renovation and replacement of the technical arts buildings;

25 (5) Texas State University--San Marcos:

26 (A) \$47,600,000 for a medical education and
27 research building in Round Rock, Texas; and

1 (B) \$70,550,000 for an engineering and science
2 building;

3 (6) Sam Houston State University, \$31,875,000 for a
4 biology, nursing, and allied health building; and

5 (7) Sul Ross State University, \$2,890,000 for
6 renovation and modernization of educational and related facilities
7 and infrastructure.

8 (b) The board may pledge irrevocably to the payment of bonds
9 authorized by this section all or any part of the revenue funds of
10 an institution, branch, or entity of the Texas State University
11 System, including student tuition charges. The amount of a pledge
12 made under this subsection may not be reduced or abrogated while the
13 bonds for which the pledge is made, or bonds issued to refund those
14 bonds, are outstanding.

15 (c) If sufficient funds are not available to the board to
16 meet its obligations under this section, the board may transfer
17 funds among institutions, branches, and entities of the Texas State
18 University System to ensure the most equitable and efficient
19 allocation of available resources for each institution, branch, or
20 entity to carry out its duties and purposes.

21 Sec. 55.1785. UNIVERSITY OF NORTH TEXAS SYSTEM; ADDITIONAL
22 BONDS. (a) In addition to the other authority granted by this
23 subchapter, the board of regents of the University of North Texas
24 System may acquire, purchase, construct, improve, renovate,
25 enlarge, or equip property and facilities, including roads and
26 related infrastructure, for projects to be financed through the
27 issuance of bonds in accordance with this subchapter and in

1 accordance with a systemwide revenue financing program adopted by
2 the board for the following institutions, not to exceed the
3 following aggregate principal amounts for the projects specified,
4 as follows:

5 (1) the University of North Texas System, \$47,600,000
6 for college of law building renovations;

7 (2) the University of North Texas, \$78,200,000 for a
8 college of visual arts and design facility;

9 (3) the University of North Texas at Dallas,
10 \$59,500,000 for a library and student success center; and

11 (4) the University of North Texas Health Science
12 Center at Fort Worth, \$56,610,000 for an interdisciplinary research
13 building.

14 (b) The board may pledge irrevocably to the payment of bonds
15 authorized by this section all or any part of the revenue funds of
16 an institution, branch, or entity of the University of North Texas
17 System, including student tuition charges. The amount of a pledge
18 made under this subsection may not be reduced or abrogated while the
19 bonds for which the pledge is made, or bonds issued to refund those
20 bonds, are outstanding.

21 (c) If sufficient funds are not available to the board to
22 meet its obligations under this section, the board may transfer
23 funds among institutions, branches, and entities of the University
24 of North Texas System to ensure the most equitable and efficient
25 allocation of available resources for each institution, branch, or
26 entity to carry out its duties and purposes.

27 Sec. 55.1786. TEXAS WOMAN'S UNIVERSITY. (a) In addition to

1 the other authority granted by this subchapter, the board of
2 regents of Texas Woman's University may acquire, purchase,
3 construct, improve, renovate, enlarge, or equip property and
4 facilities, including roads and related infrastructure, for a
5 science and technology learning center, to be financed through the
6 issuance of bonds in accordance with this subchapter, not to exceed
7 the aggregate principal amount of \$32,297,389.

8 (b) The board may pledge irrevocably to the payment of bonds
9 authorized by this section all or any part of the revenue funds of
10 Texas Woman's University, including student tuition charges. The
11 amount of a pledge made under this subsection may not be reduced or
12 abrogated while the bonds for which the pledge is made, or bonds
13 issued to refund those bonds, are outstanding.

14 Sec. 55.1787. MIDWESTERN STATE UNIVERSITY; ADDITIONAL
15 BONDS. (a) In addition to the other authority granted by this
16 subchapter, the board of regents of Midwestern State University may
17 acquire, purchase, construct, improve, renovate, enlarge, or equip
18 property and facilities, including roads and related
19 infrastructure, for library, College of Education, and information
20 technology facilities at Midwestern State University, to be
21 financed through the issuance of bonds in accordance with this
22 subchapter, not to exceed the aggregate principal amount of
23 \$25,491,500.

24 (b) The board may pledge irrevocably to the payment of bonds
25 authorized by this section all or any part of the revenue funds of
26 Midwestern State University, including student tuition charges.
27 The amount of a pledge made under this subsection may not be reduced

1 or abrogated while the bonds for which the pledge is made, or bonds
2 issued to refund those bonds, are outstanding.

3 Sec. 55.1788. STEPHEN F. AUSTIN STATE UNIVERSITY. (a) In
4 addition to the other authority granted by this subchapter, the
5 board of regents of Stephen F. Austin State University may acquire,
6 purchase, construct, improve, renovate, enlarge, or equip property
7 and facilities, including roads and related infrastructure, for a
8 science, technology, engineering, and mathematics research
9 building at Stephen F. Austin State University, to be financed
10 through the issuance of bonds in accordance with this subchapter,
11 not to exceed the aggregate principal amount of \$42,500,000.

12 (b) The board may pledge irrevocably to the payment of bonds
13 authorized by this section all or any part of the revenue funds of
14 Stephen F. Austin State University, including student tuition
15 charges. The amount of a pledge made under this subsection may not
16 be reduced or abrogated while the bonds for which the pledge is
17 made, or bonds issued to refund those bonds, are outstanding.

18 Sec. 55.1789. TEXAS TECH UNIVERSITY SYSTEM; ADDITIONAL
19 BONDS. (a) In addition to the other authority granted by this
20 subchapter, the board of regents of the Texas Tech University
21 System may acquire, purchase, construct, improve, renovate,
22 enlarge, or equip property and facilities, including roads and
23 related infrastructure, for projects to be financed through the
24 issuance of bonds in accordance with this subchapter and in
25 accordance with a systemwide revenue financing program adopted by
26 the board for the following institutions, not to exceed the
27 following aggregate principal amounts for the projects specified,

1 as follows:

2 (1) Texas Tech University Health Sciences Center:

3 (A) \$34,425,000 for Lubbock education, research,
4 and technology facilities;

5 (B) \$75,735,000 for the El Paso Medical Science
6 Building II; and

7 (C) \$14,458,500 for the Permian Basin academic
8 facility;

9 (2) Texas Tech University, \$67,128,750 for a research
10 building; and

11 (3) Angelo State University, \$14,244,300 for a health
12 and human services building.

13 (b) The board may pledge irrevocably to the payment of bonds
14 authorized by this section all or any part of the revenue funds of
15 an institution, branch, or entity of the Texas Tech University
16 System, including student tuition charges. The amount of a pledge
17 made under this subsection may not be reduced or abrogated while the
18 bonds for which the pledge is made, or bonds issued to refund those
19 bonds, are outstanding.

20 (c) If sufficient funds are not available to the board to
21 meet its obligations under this section, the board may transfer
22 funds among institutions, branches, and entities of the Texas Tech
23 University System to ensure the most equitable and efficient
24 allocation of available resources for each institution, branch, or
25 entity to carry out its duties and purposes.

26 (d) The bonds for the project specified by Subsection
27 (a)(1)(B) may be issued only if the 83rd Legislature enacts

1 legislation that becomes law authorizing creation of a health
2 sciences center in El Paso as a component of the Texas Tech
3 University System.

4 Sec. 55.17891. TEXAS SOUTHERN UNIVERSITY; ADDITIONAL
5 BONDS. (a) In addition to the other authority granted by this
6 subchapter, the board of regents of Texas Southern University may
7 acquire, purchase, construct, improve, renovate, enlarge, or equip
8 property and facilities, including roads and related
9 infrastructure, for the Robert J. Terry Library at Texas Southern
10 University, to be financed through the issuance of bonds in
11 accordance with this subchapter, not to exceed the aggregate
12 principal amount of \$56,115,012.

13 (b) The board may pledge irrevocably to the payment of bonds
14 authorized by this section all or any part of the revenue funds of
15 Texas Southern University, including student tuition charges. The
16 amount of a pledge made under this subsection may not be reduced or
17 abrogated while the bonds for which the pledge is made, or bonds
18 issued to refund those bonds, are outstanding.

19 Sec. 55.17892. TEXAS STATE TECHNICAL COLLEGE SYSTEM. (a)
20 In addition to the other authority granted by this subchapter, the
21 board of regents of the Texas State Technical College System may
22 acquire, purchase, construct, improve, renovate, enlarge, or equip
23 property and facilities, including roads and related
24 infrastructure, for projects to be financed through the issuance of
25 bonds in accordance with this subchapter for the following
26 institutions, not to exceed the following aggregate principal
27 amounts for the projects specified, as follows:

1 (1) Texas State Technical College System, \$29,750,000
2 for the Ellis County Extension Center;

3 (2) Texas State Technical College--Harlingen,
4 \$2,550,000 for Phase II of the Engineering Technology Center
5 renovation;

6 (3) Texas State Technical College--Marshall,
7 \$1,275,000 for renovation of aviation technology facilities; and

8 (4) Texas State Technical College--Waco, \$4,250,000
9 for water system infrastructure replacement.

10 (b) The board may pledge irrevocably to the payment of those
11 bonds all or any part of the revenue funds of an institution,
12 branch, or entity of the Texas State Technical College System,
13 including student tuition charges. The amount of a pledge made
14 under this subsection may not be reduced or abrogated while the
15 bonds for which the pledge is made, or bonds issued to refund those
16 bonds, are outstanding.

17 (c) If sufficient funds are not available to the board to
18 meet its obligations under this section, the board may transfer
19 funds among institutions, branches, and entities of the Texas State
20 Technical College System to ensure the most equitable and efficient
21 allocation of available resources for each institution, branch, or
22 entity to carry out its duties and purposes.

23 (d) The bonds for the project specified by Subsection (a)(1)
24 may be issued only if the 83rd Legislature enacts legislation that
25 becomes law authorizing an extension center of the Texas State
26 Technical College System in Ellis County.

27 SECTION 2. Subsection (e), Section 61.0572, Education Code,

1 is amended to read as follows:

2 (e) Approval of the board is not required to acquire real
3 property that is financed by bonds issued under Section 55.17(e)(3)
4 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.1735(a)(1), 55.174,
5 55.1742, 55.1743, 55.1744, 55.1751-55.17592, 55.1768, 55.1771,
6 [~~or~~] 55.17721, or 55.1781-55.17892, except that the board shall
7 review all real property to be financed by bonds issued under those
8 sections to determine whether the property meets the standards
9 adopted by the board for cost, efficiency, and space use. If the
10 property does not meet those standards, the board shall notify the
11 governor, the lieutenant governor, the speaker of the house of
12 representatives, and the Legislative Budget Board.

13 SECTION 3. Subsection (b), Section 61.058, Education Code,
14 is amended to read as follows:

15 (b) This section does not apply to construction, repair, or
16 rehabilitation financed by bonds issued under Section 55.17(e)(3)
17 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.174, 55.1742,
18 55.1743, 55.1744, 55.1751-55.17592, 55.1768, 55.1771, [~~or~~]
19 55.17721, or 55.1781-55.17892, except that the board shall review
20 all construction, repair, or rehabilitation to be financed by bonds
21 issued under those sections to determine whether the construction,
22 rehabilitation, or repair meets the standards adopted by board rule
23 for cost, efficiency, and space use. If the construction,
24 rehabilitation, or repair does not meet those standards, the board
25 shall notify the governor, the lieutenant governor, the speaker of
26 the house of representatives, and the Legislative Budget Board.

27 SECTION 4. This Act does not affect any authority or

1 restriction regarding the activities that a public institution of
2 higher education may conduct in connection with a facility financed
3 by bonds authorized by this Act.

4 SECTION 5. (a) Except as provided by Subsection (b) of
5 this section, this Act takes effect immediately if it receives a
6 vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2013.