

By: Rodriguez

S.B. No. 43

A BILL TO BE ENTITLED

1 AN ACT
2 relating to authorizing the issuance of revenue bonds to fund
3 capital projects for the Texas Tech University Health Sciences
4 Center at El Paso.

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

6 SECTION 1. Subchapter B, Chapter 55, Education Code, is
7 amended by adding Section 55.1789 to read as follows:

8 Sec. 55.1789. TEXAS TECH UNIVERSITY SYSTEM; ADDITIONAL
9 BONDS. (a) In addition to the other authority granted by this
10 subchapter, the board of regents of the Texas Tech University
11 System may acquire, purchase, construct, improve, renovate,
12 enlarge, or equip property and facilities, including roads and
13 related infrastructure, for projects for the Texas Tech University
14 Health Sciences Center at El Paso, to be financed through the
15 issuance of bonds in accordance with this subchapter and in
16 accordance with a systemwide revenue financing program adopted by
17 the board, not to exceed the following aggregate principal amounts
18 for the projects specified as follows:

19 (1) \$89.1 million for the El Paso Medical Science
20 Building II; and

21 (2) \$27 million for the El Paso Clinical Sciences
22 Building.

23 (b) The board may pledge irrevocably to the payment of the
24 bonds authorized by this section all or any part of the revenue

1 funds of an institution, branch, or entity of the Texas Tech
2 University System, including student tuition charges. The amount
3 of a pledge made under this subsection may not be reduced or
4 abrogated while the bonds for which the pledge is made, or bonds
5 issued to refund those bonds, are outstanding.

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

12 (d) Any portion of the proceeds of bonds authorized by this
13 section that is not required for the specific project for which the
14 bonds are authorized may be used to renovate existing structures
15 and facilities of the Texas Tech University Health Sciences Center
16 at El Paso.

17 SECTION 2. (a) If S.B. No. 215, Acts of the 83rd
18 Legislature, Regular Session, 2013, does not become law, Subsection
19 (e), Section 61.0572, Education Code, is amended to read as
20 follows:

21 (e) Approval of the board is not required to acquire real
22 property that is financed by bonds issued under Section 55.17(e)(3)
23 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.1735(a)(1), 55.174,
24 55.1742, 55.1743, 55.1744, 55.1751-55.17592, 55.1768, 55.1771,
25 [~~or~~] 55.17721, or 55.1789, except that the board shall review all
26 real property to be financed by bonds issued under those sections to
27 determine whether the property meets the standards adopted by the

1 board for cost, efficiency, and space use. If the property does not
2 meet those standards, the board shall notify the governor, the
3 lieutenant governor, the speaker of the house of representatives,
4 and the Legislative Budget Board.

5 (b) If S.B. No. 215, Acts of the 83rd Legislature, Regular
6 Session, 2013, becomes law, this section has no effect.

7 SECTION 3. (a) If S.B. No. 215, Acts of the 83rd
8 Legislature, Regular Session, 2013, does not become law, Subsection
9 (b), Section 61.058, Education Code, is amended to read as follows:

10 (b) This section does not apply to construction, repair, or
11 rehabilitation financed by bonds issued under Section 55.17(e)(3)
12 or (4), 55.1713-55.1718, 55.1721-55.1728, 55.174, 55.1742,
13 55.1743, 55.1744, 55.1751-55.17592, 55.1768, 55.1771, [~~or~~]
14 55.17721, or 55.1789, except that the board shall review all
15 construction, repair, or rehabilitation to be financed by bonds
16 issued under those sections to determine whether the construction,
17 rehabilitation, or repair meets the standards adopted by board rule
18 for cost, efficiency, and space use. If the construction,
19 rehabilitation, or repair does not meet those standards, the board
20 shall notify the governor, the lieutenant governor, the speaker of
21 the house of representatives, and the Legislative Budget Board.

22 (b) If S.B. No. 215, Acts of the 83rd Legislature, Regular
23 Session, 2013, becomes law, this section has no effect.

24 SECTION 4. This Act takes effect October 1, 2013.