

1-1 By: Bell, et al. (Senate Sponsor - Hegar) H.B. No. 870
1-2 (In the Senate - Received from the House April 29, 2013;
1-3 April 29, 2013, read first time and referred to Committee on Higher
1-4 Education; May 20, 2013, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0,
1-6 1 present not voting; May 20, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11				X
1-12			X	
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 870 By: Seliger

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to Prairie View A&M University's eligibility to
1-20 participate in the research development fund.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 62.003(1), Education Code, is amended to
1-23 read as follows:

1-24 (1) Except as otherwise provided by Subchapters C, D,
1-25 E, F, and G, "eligible institution" means the eligible agencies
1-26 and institutions of higher education listed in Article VII, Section
1-27 17(b), of the Constitution of Texas, and any institution or agency
1-28 of higher education that is later made eligible to participate in
1-29 the disbursement of funds pursuant to Article VII, Section 17(c),
1-30 of the Constitution of Texas.

1-31 SECTION 2. Section 62.092(2), Education Code, is amended to
1-32 read as follows:

1-33 (2) "Eligible institution" means a general academic
1-34 teaching institution, as defined by Section 61.003, other than The
1-35 University of Texas at Austin or ~~or~~ Texas A&M University ~~or~~
1-36 ~~Prairie View A&M University~~.

1-37 SECTION 3. Subchapter E, Chapter 62, Education Code, is
1-38 amended by adding Section 62.0925 to read as follows:

1-39 Sec. 62.0925. ELIGIBILITY OF PRAIRIE VIEW A&M UNIVERSITY.
1-40 Notwithstanding Section 62.092(2), Prairie View A&M University is
1-41 an eligible institution for purposes of eligibility for a
1-42 distribution from the research development fund under this
1-43 subchapter for a state fiscal year only if:

1-44 (1) the university is not an eligible institution for
1-45 that fiscal year for purposes of eligibility for an appropriation
1-46 or distribution from the Texas competitive knowledge fund
1-47 established under other law; and

1-48 (2) the legislature has specifically appropriated to
1-49 the university for that fiscal year its proportional share of the
1-50 research development fund in accordance with the methodology
1-51 prescribed by Section 62.095.

1-52 SECTION 4. This Act takes effect immediately if it receives
1-53 a vote of two-thirds of all the members elected to each house, as
1-54 provided by Section 39, Article III, Texas Constitution. If this
1-55 Act does not receive the vote necessary for immediate effect, this
1-56 Act takes effect September 1, 2013.

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