

1-1 By: Villalba, et al. (Senate Sponsor - Carona) H.B. No. 2051
 1-2 (In the Senate - Received from the House April 25, 2013;
 1-3 April 29, 2013, read first time and referred to Committee on Higher
 1-4 Education; May 9, 2013, reported favorably by the following vote:
 1-5 Yeas 6, Nays 0; May 9, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Seliger	X			
1-8 Watson	X			
1-9 Birdwell	X			
1-10 Duncan	X			
1-11 Patrick	X			
1-12 West	X			
1-13 Zaffirini			X	

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the authority of public institutions of higher
 1-18 education to make certain investments to support technology
 1-19 commercialization.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 153.006(a), Education Code, is amended
 1-22 to read as follows:

1-23 (a) In order to carry out the purposes of this chapter and to
 1-24 support the activities of centers described in this chapter, to the
 1-25 extent authorized by its governing board, an institution of higher
 1-26 education may:

1-27 (1) enter into agreements establishing royalties,
 1-28 fees, and other consideration for technology developed in whole or
 1-29 part by the institution [~~it~~];

1-30 (2) accept equity interests in, convertible
 1-31 promissory debt instruments issued by, or a combination of equity
 1-32 interests in and convertible promissory debt instruments issued by
 1-33 organizations that license, manage, or otherwise administer rights
 1-34 to technology belonging to the institution [~~it~~] or under its
 1-35 control in exchange for such rights, in whole or in part;

1-36 (3) accept equity interests in, convertible
 1-37 promissory debt instruments issued by, or a combination of equity
 1-38 interests in and convertible promissory debt instruments issued by
 1-39 organizations that license or otherwise have rights in the
 1-40 institution's [~~its~~] technology as consideration for its providing
 1-41 monetary, business, scientific, or engineering services or
 1-42 technical assistance;

1-43 (4) use income from the commercialization of
 1-44 technology to fund the activities of the center;

1-45 (5) solicit, accept, and administer gifts, grants, and
 1-46 donations;

1-47 (6) enter into contracts for legal services with a
 1-48 competent lawyer or law firm to:

1-49 (A) prepare, file, pursue, and maintain patent
 1-50 applications in the United States or foreign jurisdictions;

1-51 (B) secure copyright protection for computer
 1-52 software;

1-53 (C) prepare, file, and pursue trademark and
 1-54 service mark applications;

1-55 (D) pursue litigation to prevent or stop
 1-56 infringement of any intellectual property rights of the
 1-57 institution; or

1-58 (E) handle any other legal matter related to the
 1-59 operation and activities of the center; and

1-60 (7) enter into such other business arrangements as may
 1-61 be appropriate for achieving the purposes of this chapter.

2-1 SECTION 2. This Act takes effect immediately if it receives
2-2 a vote of two-thirds of all the members elected to each house, as
2-3 provided by Section 39, Article III, Texas Constitution. If this
2-4 Act does not receive the vote necessary for immediate effect, this
2-5 Act takes effect September 1, 2013.

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