S.B. No. 52

AN ACT

relating to the issuance of revenue bonds to fund capital projects at public institutions of higher education, the oversight of certain capital projects at those institutions, and the designation of certain appropriated funds allocated to those institutions.

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

SECTION 1.  Subchapter B, Chapter 55, Education Code, is amended by adding Section 55.111 to read as follows:

Sec. 55.111.  CERTAIN ALLOCATED FUNDS TO BE DESIGNATED AS CAPITAL CONSTRUCTION ASSISTANCE PROJECTS. For purposes of this subchapter, funds allocated from the appropriation of general revenue or federal funds to an institution of higher education to supplement revenue funds of the institution described by Section 55.13(a) may be designated as "Capital Construction Assistance Projects."

SECTION 2.  Subchapter B, Chapter 55, Education Code, is amended by adding Sections 55.1791, 55.1792, 55.1793, 55.1794, 55.1795, 55.1796, 55.1797, 55.1798, 55.1799, and 55.17991 to read as follows:

Sec. 55.1791.  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)  The Texas A&M University System, $43,425,406 for construction of a STEM education center at the RELLIS campus;

(2)  Prairie View A&M University, $44,922,833 for construction of a teaching and academic student support services facility;

(3)  Tarleton State University:

(A)  $65 million for construction of a College of Health Sciences and Human Services building on the Stephenville campus; and

(B)  $25 million for expansion of the Fort Worth campus;

(4)  Texas A&M University, $56,153,542 for construction of a clinical veterinary teaching and research complex;

(5)  Texas A&M University--Commerce, $44,922,833 for an Agricultural Multipurpose Education and Training Center;

(6)  Texas A&M University--Corpus Christi, $44,922,833 for construction of an arts and media building;

(7)  Texas A&M University at Galveston, $33,692,125 for construction of an engineering classroom and research building;

(8)  Texas A&M University--Kingsville, $44,922,833 for renovations to address deferred maintenance for campus buildings;

(9)  Texas A&M University--Central Texas, $44,922,833 for construction of a central utility plant and infrastructure upgrades;

(10)  West Texas A&M University, $44,922,833 for infrastructure upgrades to address health and safety issues and the renovation of an education building;

(11)  Texas A&M University--San Antonio, $44,922,833 for construction of a public health and education building;

(12)  Texas A&M International University, $44,922,833 for construction of a health science education and research center;

(13)  Texas A&M University--Texarkana, $44,922,833 for construction of a business, engineering, and technology building; and

(14)  The Texas A&M University System Health Science Center:

(A)  $69,897,111 for construction of the Texas Medical Center Building 3 in Houston, Texas; and

(B)  $29,948,556 for construction of a nursing education and research center in McAllen, Texas.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1792.  THE UNIVERSITY OF TEXAS SYSTEM; ADDITIONAL BONDS. (a)  In addition to the other authority granted by this subchapter, the board of regents of The University of Texas 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)  The University of Texas System, $56,153,542 for renovation of the Microelectronics Research Center at the J. J. Pickle Research Campus;

(2)  The University of Texas at Arlington, $52,409,972 for renovation of the Life Science Building;

(3)  The University of Texas at Austin, $56,153,542 for renovation of the Physics, Math, and Astronomy Building;

(4)  The University of Texas at Dallas, $52,409,972 for construction of a student success center;

(5)  The University of Texas at El Paso, $52,409,972 for construction of an advanced teaching and learning complex;

(6)  The University of Texas of the Permian Basin, $44,922,833 for renovation of the Mesa Building and campus transformation;

(7)  The University of Texas Rio Grande Valley, $44,922,833 for construction of a health affairs building;

(8)  The University of Texas at San Antonio, $52,409,972 for construction of an Innovation, Entrepreneurship, and Careers building;

(9)  The University of Texas at Tyler, $44,922,833 for construction of a sciences building;

(10)  The University of Texas Health Science Center at Houston, $69,897,111 for construction of a public health education and research building;

(11)  The University of Texas Health Science Center at San Antonio, $59,897,111 for construction of the Glenn Biggs Institute for Alzheimer's & Neurodegenerative Diseases Building;

(12)  The University of Texas Health Science Center at Tyler:

(A)  $48 million for construction of a health professions education center; and

(B)  $10 million for construction of a health professions education center located in Longview, Texas;

(13)  The University of Texas M. D. Anderson Cancer Center, $69,897,111 for construction of a life sciences research, innovation, and discovery initiative facility;

(14)  The University of Texas Medical Branch at Galveston, $59,897,111 for infrastructure and research space upgrades for research buildings; and

(15)  UT Southwestern Medical Center, $59,897,111 for construction of the north campus Phase VI Brain Institute shell space.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1793.  UNIVERSITY OF HOUSTON SYSTEM; ADDITIONAL BONDS. (a)  In addition to the other authority granted by this subchapter, the board of regents of the University of Houston 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)  the University of Houston System, $59,897,111 for construction of a medical research facility;

(2)  the University of Houston:

(A)  $40 million for construction of the Hobby School of Public Affairs Building;

(B)  $52,409,972 for construction of the IDEA Lab; and

(C)  $52,409,972 for construction of the Sugar Land Academic Building 2;

(3)  the University of Houston--Clear Lake, $44,922,833 for renovation of the Bayou Building, the Delta Building, and the Student Services and Classroom Building;

(4)  the University of Houston--Downtown, $44,922,833 for renovation of existing buildings and other campus infrastructure upgrades and for the construction of the Police Department and Criminal Justice Academy Building; and

(5)  the University of Houston--Victoria, $44,922,833 for renovation of existing buildings and other campus infrastructure upgrades.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1794.  TEXAS STATE UNIVERSITY SYSTEM; ADDITIONAL BONDS. (a)  In addition to the other authority granted by this subchapter, the board of regents of the Texas State 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 State University System, $11,230,708 for construction of a field research station and dam repair;

(2)  Lamar State College--Orange, $37,435,695 for the replacement of an academic building to house general academic instruction and information technology services;

(3)  Lamar State College--Port Arthur, $37,435,695 for construction of an allied health and sciences building;

(4)  Lamar Institute of Technology, $37,435,695 for construction of a facility for workforce and allied health programs;

(5)  Lamar University, $44,922,833 for renovation of a library;

(6)  Sam Houston State University:

(A)  $44,922,833 for construction of an allied health building located in Conroe, Texas; and

(B)  $44,922,833 for construction of an active learning center located in Huntsville, Texas; and

(7)  Texas State University:

(A)  $111,921,496 for construction of a STEM classroom building located in San Marcos, Texas; and

(B)  $52,409,972 for construction of a health professions building located in Round Rock, Texas.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1795.  UNIVERSITY OF NORTH TEXAS SYSTEM; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of the University of North Texas 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)  the University of North Texas, $113,400,000 for construction of a science and technology research building;

(2)  the University of North Texas at Dallas, $100,000,000 for construction of a science building; and

(3)  the University of North Texas Health Science Center at Fort Worth, $59,897,111 for campus space optimization and realignment.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1796.  TEXAS WOMAN'S UNIVERSITY; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of Texas Woman's University may acquire, purchase, construct, improve, renovate, enlarge, or equip property and facilities, including roads and related infrastructure, for a health sciences center, to be financed through the issuance of bonds in accordance with this subchapter, not to exceed the aggregate principal amount of $100 million.

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

(c)  In lieu of financing a project described by Subsection (a) for Texas Woman's University, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the university in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the university under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(d)  For financing of an alternative project as provided by Subsection (c) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1797.  STEPHEN F. AUSTIN STATE UNIVERSITY; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of Stephen F. Austin State University may acquire, purchase, construct, improve, renovate, enlarge, or equip property and facilities, including roads and related infrastructure, for construction of an interdisciplinary and applied sciences building, to be financed through the issuance of bonds in accordance with this subchapter, not to exceed the aggregate principal amount of $44,922,833.

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

(c)  In lieu of financing a project described by Subsection (a) for Stephen F. Austin State University, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the university in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the university under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(d)  For financing of an alternative project as provided by Subsection (c) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1798.  TEXAS TECH UNIVERSITY SYSTEM; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of the Texas Tech 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)  Angelo State University, $36 million for a central plant maintenance and renovation;

(2)  Texas Tech University:

(A)  $72 million for renovations to address deferred maintenance for campus buildings; and

(B)  $8 million for maintenance and program enhancement construction in Junction, Texas;

(3)  Midwestern State University, $44,922,833 for renovations to an existing building and other campus infrastructure upgrades;

(4)  Texas Tech University Health Sciences Center:

(A)  $59,897,111 for maintenance and renovation of an existing facility; and

(B)  $18,717,847 for construction and equipment of the physician assistant facility in Midland, Texas; and

(5)  Texas Tech University Health Sciences Center at El Paso, $59,897,111 for construction of a dental school building.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or university system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.1799.  TEXAS SOUTHERN UNIVERSITY; ADDITIONAL BONDS. (a) In addition to the other authority granted by this subchapter, the board of regents of Texas Southern University 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, not to exceed the following aggregate principal amounts for the projects specified, as follows:

(1)  $22,800,000 for renovation of the Nabrit Building;

(2)  $2,400,000 for upgrades to signage and wayfinding;

(3)  $40 million for facility maintenance and renovation; and

(4)  $30 million for construction of a health and wellness center.

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

(c)  In lieu of financing a project described by Subsection (a) for Texas Southern University, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the university in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the university under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(d)  For financing of an alternative project as provided by Subsection (c) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

Sec. 55.17991.  TEXAS STATE TECHNICAL COLLEGE SYSTEM. (a) In addition to the other authority granted by this subchapter, the board of regents of the Texas State Technical College 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 for the following entity and institutions, not to exceed the following aggregate principal amounts for the projects specified, as follows:

(1)  Texas State Technical College System, $33,300,000 for the East Williamson County Higher Education Center expansion;

(2)  Texas State Technical College--Fort Bend, $41,800,000 for Fort Bend County campus expansion;

(3)  Texas State Technical College--Harlingen, $37,800,000 for Harlingen campus expansion;

(4)  Texas State Technical College--Marshall, $15 million for Marshall campus expansion;

(5)  Texas State Technical College--North Texas, $13.5 million for North Texas campus expansion;

(6)  Texas State Technical College--West Texas, $13.5 million for West Texas campus expansion; and

(7)  Texas State Technical College--Waco, $53,600,000 for Waco campus expansion.

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

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

(d)  In lieu of financing a project described by Subsection (a) for an institution of higher education, entity, or system, the board may finance in the manner prescribed by that subsection an alternative project for deferred maintenance, infrastructure, or construction at the same institution, entity, or system in an amount not to exceed the total of the amount authorized for the project and any unspent amount from projects authorized for the institution, entity, or system under this chapter. The board shall notify the Texas Higher Education Coordinating Board of an alternative project financed as provided by this subsection.

(e)  For financing of an alternative project as provided by Subsection (d) in an amount that exceeds $25 million, the board must receive prior written approval from the governor and Legislative Budget Board. A request for approval of financing of an alternative project is considered approved unless the governor or the Legislative Budget Board issues a written disapproval not later than the 30th business day after the date of the receipt of the request.

SECTION 3.  Subchapter B, Chapter 55, Education Code, is amended by adding Section 55.165 to read as follows:

Sec. 55.165.  OVERSIGHT OF CERTAIN CAPITAL PROJECTS. (a) This section applies only to a capital project for which the issuance of bonds is specifically authorized under this chapter on or after October 1, 2021.

(b)  Notwithstanding Section 2262.002(a), Government Code, or any other law, a project to which this section applies is subject to oversight by the contract advisory team in accordance with Subchapter C, Chapter 2262, Government Code, and the governing board of the institution of higher education or university system for which a project was authorized shall consult the contract advisory team before expending any funds for purposes of the project. The contract advisory team shall consider the model guidelines for procurement and construction developed by the capital project oversight advisory commission established by S.B. 52, 87th Legislature, 3rd Called Session, 2021, when consulting with a governing board for purposes of this subsection.

(c)  Notwithstanding Section 322.020(f), Government Code, or any other law, the governing board of an institution of higher education or university system authorized to issue bonds for a project to which this section applies shall report any major contract as defined by Section 322.020(a), Government Code, that is entered into for purposes of the project to the major contracts database maintained by the Legislative Budget Board under Section 322.020, Government Code, not later than the 30th day after the date the contract is executed.

SECTION 4.  CAPITAL PROJECT OVERSIGHT ADVISORY COMMISSION. (a) The Capital Project Oversight Advisory Commission is composed of nine members as follows:

(1)  the chair of the Senate Committee on Higher Education;

(2)  one member of the senate appointed by the lieutenant governor;

(3)  the chair of the House Committee on Higher Education;

(4)  one member of the house of representatives appointed by the speaker of the house of representatives;

(5)  one member of the public appointed by the lieutenant governor;

(6)  one member of the public appointed by the speaker of the house of representatives;

(7)  the chair of the Texas Facilities Commission;

(8)  the commissioner of higher education; and

(9)  one member of the public appointed by the governor to serve as chair of the commission.

(b)  Appointments to the commission shall be made without regard to the race, color, disability, sex, religion, age, or national origin of the appointee.

(c)  The commission, in consultation with the Legislative Budget Board and Comptroller of Public Accounts, shall develop model guidelines to be considered by public institutions of higher education and university systems for procurement and construction related to capital projects for which the issuance of bonds is specifically authorized under Chapter 55, Education Code.

(d)  The commission may request reports and other information from the Texas Higher Education Coordinating Board relating to capital projects described by Subsection (c) of this section.

(e)  Not later than March 31, 2022, the commission shall develop the model guidelines required by Subsection (c) of this section.

(f)  Not later than December 1, 2022, the commission shall prepare and submit a report to the governor, lieutenant governor, and speaker of the house of representatives on the model guidelines developed under Subsection (c) of this section and recommendations for legislative or other action.

(g)  The commission is abolished effective December 31, 2022.

SECTION 5.  This Act does not affect any authority or restriction regarding the activities that a public institution of higher education may conduct in connection with a facility financed by bonds authorized by this Act.

SECTION 6.  This Act takes effect on the 91st day after the last day of the legislative session.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_    \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_President of the Senate             Speaker of the House

I hereby certify that S.B. No. 52 passed the Senate on October 15, 2021, by the following vote:  Yeas 30, Nays 1; October 18, 2021, Senate refused to concur in House amendments and requested appointment of Conference Committee; October 18, 2021, House granted request of the Senate; October 18, 2021, Senate adopted Conference Committee Report by the following vote:  Yeas 30, Nays 1.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_    Secretary of the Senate

I hereby certify that S.B. No. 52 passed the House, with amendments, on October 17, 2021, by the following vote:  Yeas 131, Nays 8, one present not voting; October 18, 2021, House granted request of the Senate for appointment of Conference Committee; October 18, 2021, House adopted Conference Committee Report by the following vote:  Yeas 111, Nays 4, one present not voting.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_    Chief Clerk of the House

Approved:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_            Date\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_           Governor