

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

1 infrastructure, for projects to be financed through the issuance of
2 bonds in accordance with this subchapter and in accordance with a
3 systemwide revenue financing program adopted by the board for the
4 following institutions, not to exceed the following aggregate
5 principal amounts for the projects specified, as follows:

6 (1) The Texas A&M University System, \$43,425,406 for
7 construction of a STEM education center at the RELLIS campus;

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

11 (3) Tarleton State University:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

24 Sec. 55.1792. THE UNIVERSITY OF TEXAS SYSTEM; ADDITIONAL
25 BONDS. (a) In addition to the other authority granted by this
26 subchapter, the board of regents of The University of Texas System
27 may acquire, purchase, construct, improve, renovate, enlarge, or

1 equip property and facilities, including roads and related
2 infrastructure, for projects to be financed through the issuance of
3 bonds in accordance with this subchapter and in accordance with a
4 systemwide revenue financing program adopted by the board for the
5 following institutions, not to exceed the following aggregate
6 principal amounts for the projects specified, as follows:

7 (1) The University of Texas System, \$56,153,542 for
8 renovation of the Microelectronics Research Center at the
9 J. J. Pickle Research Campus;

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

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

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

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

18 (6) The University of Texas of the Permian Basin,
19 \$44,922,833 for renovation of the Mesa Building and campus
20 transformation;

21 (7) The University of Texas Rio Grande Valley,
22 \$44,922,833 for construction of a health affairs building;

23 (8) The University of Texas at San Antonio,
24 \$52,409,972 for construction of an Innovation, Entrepreneurship,
25 and Careers building;

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

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

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

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

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

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

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

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

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

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

1 bonds, are outstanding.

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

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

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

26 Sec. 55.1793. UNIVERSITY OF HOUSTON SYSTEM; ADDITIONAL
27 BONDS. (a) In addition to the other authority granted by this

1 subchapter, the board of regents of the University of Houston
2 System may acquire, purchase, construct, improve, renovate,
3 enlarge, or equip property and facilities, including roads and
4 related infrastructure, for projects to be financed through the
5 issuance of bonds in accordance with this subchapter and in
6 accordance with a systemwide revenue financing program adopted by
7 the board for the following institutions, not to exceed the
8 following aggregate principal amounts for the projects specified,
9 as follows:

10 (1) the University of Houston System, \$59,897,111 for
11 construction of a medical research facility;

12 (2) the University of Houston:

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

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

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

19 (3) the University of Houston--Clear Lake,
20 \$44,922,833 for renovation of the Bayou Building, the Delta
21 Building, and the Student Services and Classroom Building;

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

26 (5) the University of Houston--Victoria, \$44,922,833
27 for renovation of existing buildings and other campus

1 infrastructure upgrades.

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

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

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

25 (e) For financing of an alternative project as provided by
26 Subsection (d) in an amount that exceeds \$25 million, the board must
27 receive prior written approval from the governor and Legislative

1 Budget Board. A request for approval of financing of an alternative
2 project is considered approved unless the governor or the
3 Legislative Budget Board issues a written disapproval not later
4 than the 30th business day after the date of the receipt of the
5 request.

6 Sec. 55.1794. 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) Texas State University System, \$11,230,708 for
18 construction of a field research station and dam repair;

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

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

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

27 (5) Lamar University, \$44,922,833 for renovation of a

1 library;

2 (6) Sam Houston State University:

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

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

7 (7) Texas State University:

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

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

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 an institution, branch, or entity of the Texas State University
15 System, including student tuition charges. The amount of a pledge
16 made under this subsection may not be reduced or abrogated while the
17 bonds for which the pledge is made, or bonds issued to refund those
18 bonds, are outstanding.

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

25 (d) In lieu of financing a project described by Subsection
26 (a) for an institution of higher education, entity, or university
27 system the board may finance in the manner prescribed by that

1 subsection an alternative project for deferred maintenance,
2 infrastructure, or construction at the same institution, entity, or
3 system in an amount not to exceed the total of the amount authorized
4 for the project and any unspent amount from projects authorized for
5 the institution, entity, or system under this chapter. The board
6 shall notify the Texas Higher Education Coordinating Board of an
7 alternative project financed as provided by this subsection.

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

16 Sec. 55.1795. UNIVERSITY OF NORTH TEXAS SYSTEM; ADDITIONAL
17 BONDS. (a) In addition to the other authority granted by this
18 subchapter, the board of regents of the University of North Texas
19 System may acquire, purchase, construct, improve, renovate,
20 enlarge, or equip property and facilities, including roads and
21 related infrastructure, for projects to be financed through the
22 issuance of bonds in accordance with this subchapter and in
23 accordance with a systemwide revenue financing program adopted by
24 the board for the following institutions, not to exceed the
25 following aggregate principal amounts for the projects specified,
26 as follows:

27 (1) the University of North Texas, \$113,400,000 for

1 construction of a science and technology research building;

2 (2) the University of North Texas at Dallas,
3 \$100,000,000 for construction of a science building; and

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

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

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

20 (d) In lieu of financing a project described by Subsection
21 (a) for an institution of higher education, entity, or university
22 system, the board may finance in the manner prescribed by that
23 subsection an alternative project for deferred maintenance,
24 infrastructure, or construction at the same institution, entity, or
25 system in an amount not to exceed the total of the amount authorized
26 for the project and any unspent amount from projects authorized for
27 the institution, entity, or system under this chapter. The board

1 shall notify the Texas Higher Education Coordinating Board of an
2 alternative project financed as provided by this subsection.

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

11 Sec. 55.1796. TEXAS WOMAN'S UNIVERSITY; ADDITIONAL BONDS.

12 (a) In addition to the other authority granted by this subchapter,
13 the board of regents of Texas Woman's University may acquire,
14 purchase, construct, improve, renovate, enlarge, or equip property
15 and facilities, including roads and related infrastructure, for a
16 health sciences center, to be financed through the issuance of
17 bonds in accordance with this subchapter, not to exceed the
18 aggregate principal amount of \$100 million.

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

25 (c) In lieu of financing a project described by Subsection
26 (a) for Texas Woman's University, the board may finance in the
27 manner prescribed by that subsection an alternative project for

1 deferred maintenance, infrastructure, or construction at the
2 university in an amount not to exceed the total of the amount
3 authorized for the project and any unspent amount from projects
4 authorized for the university under this chapter. The board shall
5 notify the Texas Higher Education Coordinating Board of an
6 alternative project financed as provided by this subsection.

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

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

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 Stephen F. Austin State University, including student tuition
27 charges. The amount of a pledge made under this subsection may not

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

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

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

20 Sec. 55.1798. TEXAS TECH UNIVERSITY SYSTEM; ADDITIONAL
21 BONDS. (a) In addition to the other authority granted by this
22 subchapter, the board of regents of the Texas Tech University
23 System may acquire, purchase, construct, improve, renovate,
24 enlarge, or equip property and facilities, including roads and
25 related infrastructure, for projects to be financed through the
26 issuance of bonds in accordance with this subchapter and in
27 accordance with a systemwide revenue financing program adopted by

1 the board for the following institutions, not to exceed the
2 following aggregate principal amounts for the projects specified,
3 as follows:

4 (1) Angelo State University, \$36 million for a central
5 plant maintenance and renovation;

6 (2) Texas Tech University:

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

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

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

14 (4) Texas Tech University Health Sciences Center:

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

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

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

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

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

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

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

25 Sec. 55.1799. TEXAS SOUTHERN UNIVERSITY; ADDITIONAL BONDS.

26 (a) In addition to the other authority granted by this subchapter,
27 the board of regents of Texas Southern University may acquire,

1 purchase, construct, improve, renovate, enlarge, or equip property
2 and facilities, including roads and related infrastructure, for
3 projects to be financed through the issuance of bonds in accordance
4 with this subchapter, not to exceed the following aggregate
5 principal amounts for the projects specified, as follows:

6 (1) \$22,800,000 for renovation of the Nabrit Building;

7 (2) \$2,400,000 for upgrades to signage and wayfinding;

8 (3) \$40 million for facility maintenance and
9 renovation; and

10 (4) \$30 million for construction of a health and
11 wellness center.

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 Texas Southern University, including student tuition charges. The
15 amount of a pledge made under this subsection may not be reduced or
16 abrogated while the bonds for which the pledge is made, or bonds
17 issued to refund those bonds, are outstanding.

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

27 (d) For financing of an alternative project as provided by

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

8 Sec. 55.17991. TEXAS STATE TECHNICAL COLLEGE SYSTEM. (a)
9 In addition to the other authority granted by this subchapter, the
10 board of regents of the Texas State Technical College System may
11 acquire, purchase, construct, improve, renovate, enlarge, or equip
12 property and facilities, including roads and related
13 infrastructure, for projects to be financed through the issuance of
14 bonds in accordance with this subchapter for the following entity
15 and institutions, not to exceed the following aggregate principal
16 amounts for the projects specified, as follows:

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

19 (2) Texas State Technical College--Fort Bend,
20 \$41,800,000 for Fort Bend County campus expansion;

21 (3) Texas State Technical College--Harlingen,
22 \$37,800,000 for Harlingen campus expansion;

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

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

27 (6) Texas State Technical College--West Texas, \$13.5

1 million for West Texas campus expansion; and

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

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

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

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

27 (e) For financing of an alternative project as provided by

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

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

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

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

26 (c) Notwithstanding Section 322.020(f), Government Code, or
27 any other law, the governing board of an institution of higher

1 education or university system authorized to issue bonds for a
2 project to which this section applies shall report any major
3 contract as defined by Section 322.020(a), Government Code, that is
4 entered into for purposes of the project to the major contracts
5 database maintained by the Legislative Budget Board under Section
6 322.020, Government Code, not later than the 30th day after the date
7 the contract is executed.

8 SECTION 4. CAPITAL PROJECT OVERSIGHT ADVISORY COMMISSION.

9 (a) The Capital Project Oversight Advisory Commission is composed
10 of nine members as follows:

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

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

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

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

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

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

23 (7) the chair of the Texas Facilities Commission;

24 (8) the commissioner of higher education; and

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

27 (b) Appointments to the commission shall be made without

1 regard to the race, color, disability, sex, religion, age, or
2 national origin of the appointee.

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

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

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

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

21 (g) The commission is abolished effective December 31,
22 2022.

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

27 SECTION 6. This Act takes effect on the 91st day after the

S.B. No. 52

1 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