

By: Thompson of Harris

H.B. No. 15

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the Brain Institute of Texas; granting authority to issue bonds.

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

SECTION 1. Subtitle E, Title 2, Health and Safety Code, is amended by adding Chapter 106 to read as follows:

CHAPTER 106. BRAIN INSTITUTE OF TEXAS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 106.0001. DEFINITIONS. In this chapter:

(1) "Higher education advisory committee" means the Brain Institute of Texas Higher Education Advisory Committee.

(2) "Institute" means the Brain Institute of Texas.

(3) "Oversight committee" means the Brain Institute of Texas Oversight Committee.

(4) "Research committee" means the Brain Institute of Texas Research Committee.

(5) "Research plan" means the Texas Brain Research Plan developed by the institute.

Sec. 106.0002. PURPOSES. The Brain Institute of Texas is established to:

(1) create and expedite innovation in brain research to improve the health of residents of this state, enhance the potential for a medical or scientific breakthrough in brain-related sciences and biomedical research, and enhance the brain research

1 superiority of this state;

2 (2) attract, create, or expand research capabilities
3 of eligible institutions of higher education by awarding grants to
4 the institutions to promote a substantial increase in brain
5 research, strategies for prevention of brain-related diseases, and
6 the creation of jobs in this state; and

7 (3) develop and implement a research plan to foster
8 synergistic collaboration and investigation into brain research by
9 eligible institutions of higher education and their partners.

10 Sec. 106.0003. SUNSET PROVISION. The Brain Institute of
11 Texas is subject to Chapter 325, Government Code (Texas Sunset
12 Act). Unless continued in existence as provided by that chapter,
13 the institute is abolished and this chapter expires September 1,
14 2031.

15 SUBCHAPTER B. POWERS AND DUTIES OF INSTITUTE

16 Sec. 106.0051. POWERS AND DUTIES. (a) The institute:

17 (1) may make grants to eligible institutions of higher
18 education to further the purposes of this chapter, including:

19 (A) implementing the research plan;

20 (B) researching:

21 (i) the causes of and prevention,
22 treatment, rehabilitation, and cures for brain-related diseases,
23 syndromes, disorders, dysfunction, injuries, developmental issues,
24 mental and behavioral health issues, and substance abuse disorders
25 and other addictions; and

26 (ii) any other area impacting the brain,
27 including an area that directly or indirectly impacts or is

1 impacted by the brain or brain health, such as the gut microbiome,
2 nutrition, and the spinal cord or nervous system, that the research
3 committee and the oversight committee approve;

4 (C) providing money for facilities, equipment,
5 supplies, salaries, benefits, and other costs related to brain
6 research;

7 (D) creating a statewide research and clinical
8 data registry for brain research; and

9 (E) establishing prevention programs and
10 strategies to mitigate the incidence of detrimental health impacts
11 on the brain;

12 (2) may support eligible institutions of higher
13 education by awarding grants to those institutions and their
14 collaborative partners for discovering the causes of and developing
15 cures for all types of brain and neurological health issues;

16 (3) shall collaborate with relevant state agencies,
17 coordinating councils, and consortiums to enhance brain-related
18 health care and research;

19 (4) may establish appropriate standards and oversight
20 bodies to ensure money authorized under this chapter is properly
21 used for the purposes of this chapter;

22 (5) may employ necessary staff to provide
23 administrative support to the institute;

24 (6) shall monitor grant contracts and agreements
25 authorized under this chapter to ensure each grant recipient
26 complies with the terms and conditions of the contract or
27 agreement; and

1 (7) shall establish procedures to document that the
2 institute, its employees, and any committee members appointed under
3 this chapter comply with all rules governing conflicts of interest
4 and the peer review process developed under Section 106.0252.

5 (b) The institute shall implement and monitor the research
6 plan and revise the plan as necessary.

7 Sec. 106.0052. CHIEF EXECUTIVE OFFICER; CHIEF COMPLIANCE
8 OFFICER; ADDITIONAL OFFICERS. (a) The oversight committee shall
9 hire a chief executive officer. The chief executive officer shall
10 perform the duties required under this chapter or designated by the
11 oversight committee. The chief executive officer must have a
12 demonstrated ability to lead and develop academic, commercial, and
13 governmental partnerships and coalitions.

14 (b) The institute shall employ a chief compliance officer to
15 monitor compliance with this chapter and rules adopted under this
16 chapter and report incidents of noncompliance to the oversight
17 committee. The chief compliance officer shall:

18 (1) ensure that all grant proposals comply with this
19 chapter and rules adopted under this chapter before the proposals
20 are submitted to the oversight committee for consideration and
21 approval; and

22 (2) attend and observe research committee meetings to
23 ensure compliance with this chapter and rules adopted under this
24 chapter.

25 (c) The chief executive officer may hire any other officer
26 position the chief executive officer determines necessary for
27 efficient operation of the institute.

1 Sec. 106.0053. ANNUAL REPORT; INTERNET POSTING. Not later
2 than January 31 of each year, the institute shall prepare and submit
3 to the governor, the lieutenant governor, the speaker of the house
4 of representatives, and each standing committee of the legislature
5 having primary jurisdiction over institute matters and post on the
6 institute's Internet website a written report that outlines:

7 (1) the institute's activities under this chapter;

8 (2) a list of grant recipients during the preceding
9 state fiscal year, including the grant amount awarded to each
10 recipient;

11 (3) any research accomplishments made during the
12 preceding state fiscal year by a grant recipient or the recipient's
13 partners;

14 (4) an overview summary of the institute's financial
15 records and strategies; and

16 (5) the institute's future direction.

17 Sec. 106.0054. INDEPENDENT FINANCIAL AUDIT FOR REVIEW BY
18 COMPTROLLER. (a) The institute shall annually commission an
19 independent financial audit of its activities from a certified
20 public accounting firm. The institute shall provide the audit to
21 the comptroller.

22 (b) The comptroller shall:

23 (1) review and evaluate the audit and annually issue a
24 public report of that review; and

25 (2) make recommendations concerning the institute's
26 financial practices and performance.

27 Sec. 106.0055. GRANT RECORDS. (a) The institute shall

1 maintain complete records of:

2 (1) the review of each grant application submitted to
3 the institute, including the score assigned to each grant
4 application reviewed, regardless of whether the grant application
5 is not funded by the institute or is withdrawn after submission to
6 the institute;

7 (2) each grant recipient's financial reports;

8 (3) each grant recipient's progress reports; and

9 (4) the institute's review of the grant recipient's
10 financial and progress reports.

11 (b) The institute shall keep the records described by
12 Subsection (a) for at least 15 years.

13 Sec. 106.0056. GIFTS AND GRANTS. The institute may solicit
14 and accept gifts and grants from any source for the purposes of this
15 chapter.

16 SUBCHAPTER C. OVERSIGHT COMMITTEE

17 Sec. 106.0101. COMPOSITION OF OVERSIGHT COMMITTEE. (a)
18 The oversight committee is the governing body of the institute.

19 (b) The oversight committee is composed of the following
20 nine members:

21 (1) three members appointed by the governor;

22 (2) three members appointed by the lieutenant
23 governor; and

24 (3) three members appointed by the speaker of the
25 house of representatives.

26 Sec. 106.0102. TERMS; VACANCY. (a) Oversight committee
27 members serve at the pleasure of the appointing authority for

1 staggered six-year terms, with the terms of three members expiring
2 January 31 of each even-numbered year.

3 (b) If a vacancy occurs on the oversight committee, the
4 appropriate appointing authority shall appoint a successor in the
5 same manner as the original appointment to serve for the remainder
6 of the unexpired term. The appropriate appointing authority shall
7 appoint the successor not later than the 30th day after the date the
8 vacancy occurs.

9 Sec. 106.0103. OFFICERS. (a) The oversight committee
10 shall elect a presiding officer and assistant presiding officer
11 from among its members every two years. The oversight committee may
12 elect additional officers from among its members.

13 (b) The presiding officer and assistant presiding officer
14 may not serve in the position to which the officer was elected for
15 two consecutive terms.

16 (c) The oversight committee shall:

17 (1) establish and approve duties and responsibilities
18 for officers of the committee; and

19 (2) develop and implement policies that distinguish
20 the responsibilities of the oversight committee and the committee's
21 officers from the responsibilities of the chief executive officer
22 and institute employees.

23 Sec. 106.0104. EXPENSES. A member of the oversight
24 committee is not entitled to compensation but is entitled to
25 reimbursement for actual and necessary expenses incurred in
26 attending meetings of the committee or performing other official
27 duties authorized by the presiding officer.

1 Sec. 106.0105. CONFLICT OF INTEREST. The oversight
2 committee shall adopt conflict-of-interest rules, based on
3 standards adopted by the National Institutes of Health, to govern
4 members of the oversight committee, members of the research
5 committee, and institute employees.

6 Sec. 106.0106. RULEMAKING AUTHORITY. The oversight
7 committee may adopt rules to administer this chapter.

8 Sec. 106.0107. POWERS AND DUTIES. The oversight committee
9 shall:

10 (1) hire a chief executive officer;

11 (2) annually set priorities as prescribed by the
12 legislature for each grant project that receives money under this
13 chapter; and

14 (3) consider the priorities set under Subdivision (2)
15 in awarding grants under this chapter.

16 Sec. 106.0108. CODE OF CONDUCT. The oversight committee
17 shall adopt a code of conduct applicable to each member of the
18 oversight committee, member of the research committee, and
19 institute employee.

20 Sec. 106.0109. FINANCIAL STATEMENT REQUIRED. Each member
21 of the oversight committee shall file with the chief compliance
22 officer a verified financial statement complying with Sections
23 572.022 through 572.0252, Government Code, as required of a state
24 officer by Section 572.021, Government Code.

25 SUBCHAPTER D. OTHER INSTITUTE COMMITTEES

26 Sec. 106.0151. RESEARCH COMMITTEE. (a) The oversight
27 committee shall establish the research committee. The chief

1 executive officer, with approval by a simple majority of the
2 members of the oversight committee, shall appoint as members of the
3 research committee experts in fields related to the brain,
4 including research, health care, disease treatment and prevention,
5 and other study areas.

6 (b) The oversight committee shall adopt a written policy on
7 in-state or out-of-state residency requirements for research
8 committee members.

9 (c) A research committee member may receive an honorarium.
10 Subchapter B, Chapter 2254, Government Code, does not apply to an
11 honorarium the member receives under this chapter.

12 Sec. 106.0152. HIGHER EDUCATION ADVISORY COMMITTEE. (a)
13 The higher education advisory committee is composed of the
14 following members:

15 (1) one member appointed by the president of Baylor
16 College of Medicine;

17 (2) one member appointed by the president of Texas A&M
18 University Health Science Center;

19 (3) one member appointed by the president of Texas
20 Tech University Health Sciences Center;

21 (4) one member appointed by the president of Texas
22 Tech University Health Sciences Center at El Paso;

23 (5) one member appointed by the president of The
24 University of Texas Southwestern Medical Center;

25 (6) one member appointed by the president of The
26 University of Texas Medical Branch at Galveston;

27 (7) one member appointed by the president of The

1 University of Texas Health Science Center at Houston;

2 (8) one member appointed by the president of The
3 University of Texas Health Science Center at San Antonio;

4 (9) one member appointed by the president of The
5 University of Texas Health Science Center at Tyler;

6 (10) one member appointed by the dean of Dell Medical
7 School at The University of Texas at Austin;

8 (11) one member appointed by the president of The
9 University of Texas M. D. Anderson Cancer Center;

10 (12) one member appointed by the dean of The
11 University of Texas Rio Grande Valley School of Medicine;

12 (13) one member appointed by the president of
13 University of North Texas Health Science Center at Fort Worth;

14 (14) one member appointed by the dean of University of
15 Houston College of Medicine; and

16 (15) one member appointed by the dean of Sam Houston
17 State University College of Osteopathic Medicine.

18 (b) The higher education advisory committee shall advise
19 the oversight committee and the research committee on issues,
20 opportunities, the role of higher education, and other subjects
21 involving brain research.

22 Sec. 106.0153. AD HOC ADVISORY COMMITTEE. The chief
23 executive officer with majority approval of the oversight
24 committee, as necessary, may create additional ad hoc advisory
25 committees of experts to advise the oversight committee and the
26 research committee on issues relating to brain research.

SUBCHAPTER E. FUNDING

Sec. 106.0201. BRAIN INSTITUTE OF TEXAS RESEARCH FUND. (a)

The Brain Institute of Texas research fund is a dedicated account in the general revenue fund.

(b) The Brain Institute of Texas research fund consists of:

(1) proceeds of general obligation bonds issued for purposes of the fund;

(2) appropriations of money to the fund by the legislature;

(3) gifts and grants, including grants from the federal government, received for the fund; and

(4) interest, dividends, and other income of the fund.

(c) The fund may only be used for:

(1) awarding grants authorized under this chapter, including grants for brain research and for research facilities in this state to conduct brain research;

(2) the purchase, subject to approval by the oversight committee, of research facilities by or for a grant recipient; and

(3) the operation of the institute.

Sec. 106.0202. ISSUANCE OF GENERAL OBLIGATION BONDS. (a)

The institute may request the Texas Public Finance Authority to issue and sell general obligation bonds of the state as authorized by Section 68, Article III, Texas Constitution.

(b) The Texas Public Finance Authority may not issue and sell general obligation bonds authorized by this section before January 1, 2022, and may not issue and sell more than \$500 million in general obligation bonds authorized by this section in a state

1 fiscal year.

2 (c) The institute shall determine, and include in its
3 request for issuing bonds, the amount, exclusive of costs of
4 issuance, of the bonds to be issued and the preferred time for
5 issuing the bonds.

6 (d) The Texas Public Finance Authority shall issue the bonds
7 in accordance with and subject to Chapter 1232, Government Code,
8 and Texas Public Finance Authority rules. The bonds may be issued in
9 installments.

10 (e) Proceeds of the bonds issued under this section shall be
11 deposited to the credit of the Brain Institute of Texas research
12 fund and used only for the purposes authorized under Section
13 106.0201.

14 Sec. 106.0203. AUTHORIZED USE OF GRANT MONEY. (a) A grant
15 recipient awarded money from the Brain Institute of Texas research
16 fund established under Section 106.0201 may use the money for
17 research consistent with the purposes of this chapter and in
18 accordance with a contract between the grant recipient and the
19 institute.

20 (b) Money awarded under this chapter may be used for
21 authorized expenses, including honoraria, salaries and benefits,
22 travel, conference fees and expenses, consumable supplies, other
23 operating expenses, contracted research and development, capital
24 equipment, and construction or renovation of state or private
25 facilities.

26 SUBCHAPTER F. PROCEDURE FOR AWARDING GRANTS

27 Sec. 106.0251. ELIGIBLE INSTITUTIONS OF HIGHER EDUCATION.

1 (a) The following institutions of higher education are eligible
2 for a grant award under this chapter:

3 (1) Baylor College of Medicine;

4 (2) Texas A&M University Health Science Center;

5 (3) Texas Tech University Health Sciences Center;

6 (4) Texas Tech University Health Sciences Center at El
7 Paso;

8 (5) University of North Texas Health Science Center at
9 Fort Worth;

10 (6) Dell Medical School at The University of Texas at
11 Austin;

12 (7) The University of Texas Medical Branch at
13 Galveston;

14 (8) The University of Texas Health Science Center at
15 Houston;

16 (9) The University of Texas Health Science Center at
17 San Antonio;

18 (10) The University of Texas Rio Grande Valley School
19 of Medicine;

20 (11) The University of Texas Health Science Center at
21 Tyler;

22 (12) The University of Texas Southwestern Medical
23 Center;

24 (13) The University of Texas M. D. Anderson Cancer
25 Center;

26 (14) University of Houston College of Medicine; and

27 (15) Sam Houston State University College of

1 Osteopathic Medicine.

2 (b) Any time before or during the application process or
3 after a grant is awarded under this chapter, the grant recipient may
4 use the money received from a grant awarded under this chapter for
5 purposes of this chapter and in a collaborative partnership with:

6 (1) another eligible institution;

7 (2) a general academic institution of higher
8 education;

9 (3) a historically black college or university;

10 (4) a nonprofit or for-profit organization;

11 (5) a health care organization;

12 (6) a branch of the United States armed forces;

13 (7) a private company;

14 (8) a federal, state, or local government; or

15 (9) another relevant person or organization.

16 Sec. 106.0252. PEER REVIEW PROCESS. The research committee
17 shall develop and oversee a peer review process for the selection of
18 brain research projects. The peer review process must evaluate
19 research projects based on the extent to which the project:

20 (1) aligns with the research plan;

21 (2) aligns with state priorities and needs, including
22 priorities and needs outlined in other state agency strategic
23 plans, or addresses federal or other major research sponsors'
24 priorities in scientific or technological fields in the area of
25 brain research;

26 (3) enhances the research superiority at eligible
27 institutions of higher education by creating new research

1 superiority, attracting existing research superiority, or
2 enhancing existing research superiority;

3 (4) benefits the residents of this state, including a
4 demonstrable economic or job creation benefit to this state; and

5 (5) if applicable, is interdisciplinary or
6 interinstitutional, or has collaborators or partnerships.

7 Sec. 106.0253. GRANT AWARD RULES AND PROCEDURES. The
8 oversight committee shall adopt rules and establish procedures for
9 awarding grants under this chapter. The rules must require the
10 research committee to score grant applications and make
11 recommendations to the oversight committee regarding the award of
12 grants, including the creation of a prioritized list that:

13 (1) ranks the grant applications in the order the
14 research committee determines applications should be funded; and

15 (2) includes information explaining the reasons each
16 grant application on the list meets the research committee's
17 standards for recommendation.

18 Sec. 106.0254. GRANT EVALUATION. (a) The oversight
19 committee shall require as a condition of a grant awarded under this
20 chapter that the grant recipient submit to regular inspection
21 reviews of the grant project by institute staff to ensure
22 compliance with the terms of the grant and to ensure the scientific
23 merit of the research.

24 (b) The chief executive officer, with approval of the
25 oversight committee, shall determine the grant review process under
26 this section.

27 (c) The chief executive officer shall report at least

1 annually to the oversight committee on the progress and continued
2 merit of each research project awarded a grant by the institute.

3 (d) The institute shall establish and implement reporting
4 requirements to ensure that each grant recipient complies with the
5 terms and conditions in the grant contract.

6 (e) The institute shall implement a system to:

7 (1) track the dates grant recipient reports are due
8 and are received by the institute; and

9 (2) monitor the status of any required report not
10 timely submitted to the institute by a grant recipient.

11 (f) The chief compliance officer shall monitor compliance
12 with this section and shall inquire into and monitor the status of
13 any required report not timely submitted to the institute by a grant
14 recipient. The chief compliance officer shall notify the general
15 counsel for the institute and the oversight committee of a grant
16 recipient that has not complied with the reporting requirements or
17 provisions of the grant contract to allow the institute to begin
18 suspension or termination of the grant contract. This subsection
19 does not limit other remedies available under the grant contract.

20 Sec. 106.0255. MULTIYEAR PROJECTS. The oversight committee
21 may award grant money for a multiyear project.

22 Sec. 106.0256. GRANT AWARD RECOMMENDATIONS. Two-thirds of
23 the members of the oversight committee present and voting must vote
24 to approve a grant application recommended by the research
25 committee to award a grant under this chapter. If the oversight
26 committee does not approve a recommendation of the research
27 committee, the oversight committee must ensure that the minutes of

1 the meeting include a statement explaining the reasons the
2 recommendation was not approved.

3 Sec. 106.0257. MEDICAL AND RESEARCH ETHICS. Any research
4 project that is awarded a grant under this chapter must comply with
5 all applicable federal and state laws regarding the conduct of
6 research.

7 Sec. 106.0258. PUBLIC INFORMATION. (a) The following
8 information is public information and may be disclosed under
9 Chapter 552, Government Code:

- 10 (1) the applicant's name and address;
11 (2) the amount requested in the applicant's grant
12 proposal;
13 (3) the type of brain research to be addressed under
14 the proposal; and
15 (4) any other information the institute designates
16 with the consent of the grant applicant.

17 (b) To protect the actual or potential value of information
18 submitted to the institute by an applicant for or recipient of an
19 institute grant, the following information submitted by the
20 applicant or recipient is confidential and is not subject to
21 disclosure under Chapter 552, Government Code, or any other law:

- 22 (1) all information, other than the information
23 required under Subsection (a) that is contained in a grant award
24 contract between the institute and a grant recipient, relating to a
25 product, device, or process, the application or use of the product,
26 device, or process, and all technological and scientific
27 information, including computer programs, developed wholly or

1 partly by a grant applicant or recipient, regardless of whether
2 patentable or capable of being registered under copyright or
3 trademark laws, that has a potential for being sold, traded, or
4 licensed for a fee; and

5 (2) the plans, specifications, blueprints, and
6 designs, including related proprietary information, of a
7 scientific research and development facility.

8 (c) The institute shall post on the institute's Internet
9 website records that pertain specifically to any gift, grant, or
10 other consideration provided to the institute, an institute
11 employee, or a member of an institute committee. The posted
12 information must include each donor's name and the amount and date
13 of the donor's donation.

14 Sec. 106.0259. COMPLIANCE PROGRAM; CONFIDENTIAL
15 INFORMATION. (a) In this section, "compliance program" means a
16 process to assess and ensure compliance by the institute's
17 committee members and employees with applicable laws, rules, and
18 policies, including matters of:

- 19 (1) ethics and standards of conduct;
20 (2) financial reporting;
21 (3) internal accounting controls; and
22 (4) auditing.

23 (b) The institute shall establish a compliance program that
24 operates under the direction of the institute's chief compliance
25 officer.

26 (c) The following information is confidential and not
27 subject to disclosure under Chapter 552, Government Code:

1 (1) information that directly or indirectly reveals
2 the identity of an individual who made a report to the institute's
3 compliance program office, sought guidance from the office, or
4 participated in an investigation conducted under the compliance
5 program;

6 (2) information that directly or indirectly reveals
7 the identity of an individual who is alleged to have or may have
8 planned, initiated, or participated in activities that are the
9 subject of a report made to the office if, after completing an
10 investigation, the office determines the report to be
11 unsubstantiated or without merit; and

12 (3) other information that is collected or produced in
13 a compliance program investigation if releasing the information
14 would interfere with an ongoing compliance investigation.

15 (d) Subsection (c) does not apply to information related to
16 an individual who consents to disclosure of the information.

17 (e) Information made confidential or excepted from public
18 disclosure by this section may be made available to the following on
19 request in compliance with applicable laws and procedures:

20 (1) a law enforcement agency or prosecutor;

21 (2) a governmental agency responsible for
22 investigating a matter that is the subject of a compliance report,
23 including the Texas Workforce Commission civil rights division or
24 the federal Equal Employment Opportunity Commission; or

25 (3) a committee member or institute employee who is
26 responsible under institutional policy for a compliance program
27 investigation or for a review of a compliance program

1 investigation.

2 (f) A disclosure under Subsection (e) is not a voluntary
3 disclosure for purposes of Section 552.007, Government Code.

4 Sec. 106.0260. CLOSED MEETING. The oversight committee may
5 conduct a closed meeting under Chapter 551, Government Code, to
6 discuss an ongoing compliance investigation into issues related to
7 fraud, waste, or abuse of state resources.

8 Sec. 106.0261. APPROPRIATION CONTINGENCY. The institute is
9 required to implement a provision of this chapter only if the
10 legislature appropriates money specifically for that purpose. If
11 the legislature does not appropriate money specifically for that
12 purpose, the institute may, but is not required to, implement the
13 provision using other money available to the institute for that
14 purpose.

15 SECTION 2. Section 51.955(c), Education Code, is amended to
16 read as follows:

17 (c) Subsection (b)(1) does not apply to a research contract
18 between an institution of higher education and the Cancer
19 Prevention and Research Institute of Texas or Brain Institute of
20 Texas.

21 SECTION 3. (a) Not later than December 1, 2022, the
22 appropriate appointing authority shall appoint the members to the
23 Brain Institute of Texas Oversight Committee as required by Section
24 106.0101, Health and Safety Code, as added by this Act. The
25 oversight committee may not take action until a majority of the
26 appointed members have taken office.

27 (b) Notwithstanding Section 106.0101, Health and Safety

1 Code, as added by this Act, in making the initial appointments under
2 that section, the governor, lieutenant governor, and speaker of the
3 house of representatives shall, as applicable, designate one member
4 of the Brain Institute of Texas appointed by that person to serve a
5 term expiring January 31, 2024, one member appointed by that person
6 to serve a term expiring January 31, 2026, and one member appointed
7 by that person to serve a term expiring January 31, 2028.

8 SECTION 4. If the constitutional amendment proposed by the
9 87th Legislature, Regular Session, 2021, authorizing the issuance
10 of general obligation bonds and the dedication of bond proceeds to
11 the Brain Institute of Texas research fund established to fund
12 brain research is approved by the voters, the Brain Institute of
13 Texas established by Chapter 106, Health and Safety Code, as added
14 by this Act, is eligible to receive funding through the proceeds
15 deposited under the authority of Section 68, Article III, Texas
16 Constitution, for any activities conducted by the institute that
17 serve the purposes of that constitutional provision.

18 SECTION 5. This Act takes effect January 1, 2022, but only
19 if the constitutional amendment proposed by the 87th Legislature,
20 Regular Session, 2021, authorizing the issuance of general
21 obligation bonds and the dedication of bond proceeds to the Brain
22 Institute of Texas research fund established to fund brain research
23 in this state is approved by the voters. If that amendment is not
24 approved by the voters, this Act has no effect.