

House Bill 42
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. (a) This section takes effect only if the constitutional amendment proposed by the 89th Legislature, Regular Session, 2025, providing for the creation of funds to support the capital needs of educational programs offered by the Texas State Technical College System is approved by the voters.

(b) Section 62.021, Education Code, is amended by amending Subsection (a) and adding Subsections (a-1) and (a-2) to read as follows:

(a) In each state fiscal year beginning with the state fiscal year ending August 31, 2027 [2024], an eligible institution is entitled to receive an amount allocated in accordance with this section from the funds appropriated for that year by Section 17(a), Article VII, Texas Constitution. The comptroller shall distribute funds allocated under this subsection only on presentation of a claim and issuance of a warrant in accordance with Section 403.071, Government Code. An eligible institution may not present a claim to be paid from any funds allocated under this subsection before the delivery of goods or services described in Section 17, Article VII, Texas Constitution, except for the payment of principal or interest on bonds or notes or for a payment for a book or other published library material as authorized by Section 2155.386, Government Code. The allocation of funds under this subsection is made in accordance with an equitable formula consisting of the following elements: space deficit, facilities condition, and institutional complexity~~[, and a separate allocation for the Texas State Technical College System]~~. The annual amounts allocated by the formula are as follows:

(1) to the following component institutions of the University of North Texas System:

SENATE VERSION (CS)

SECTION 1.

Section 62.021, Education Code, is amended by amending Subsection (a) and adding Subsection (c-1) to read as follows:

(a) In each state fiscal year beginning with the state fiscal year ending August 31, 2026 [2024], an eligible institution is entitled to receive an amount allocated in accordance with this section from the funds appropriated for that year by Section 17(a), Article VII, Texas Constitution. The comptroller shall distribute funds allocated under this subsection only on presentation of a claim and issuance of a warrant in accordance with Section 403.071, Government Code. An eligible institution may not present a claim to be paid from any funds allocated under this subsection before the delivery of goods or services described in Section 17, Article VII, Texas Constitution, except for the payment of principal or interest on bonds or notes or for a payment for a book or other published library material as authorized by Section 2155.386, Government Code. The allocation of funds under this subsection is made in accordance with an equitable formula consisting of the following elements: space deficit, facilities condition, institutional complexity, and a separate allocation for the Texas State Technical College System. The annual amounts allocated by the formula are as follows:

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- (A) \$103,401,605 [\$38,473,304] to the University of North Texas and its branch campus the University of North Texas at Frisco, allocated as determined by the board of regents of the system;
- (B) \$33,295,551 [\$15,581,837] to the University of North Texas Health Science Center at Fort Worth; and
- (C) \$10,176,145 [\$3,455,644] to the University of North Texas at Dallas;
- (2) to the following component institutions of the Texas State University System:
- (A) \$32,210,235 [\$13,537,649] to Lamar University;
- (B) \$11,501,946 [\$2,630,158] to the Lamar Institute of Technology;
- (C) \$7,645,173 [\$1,533,301] to Lamar State College--Orange;
- (D) \$9,856,421 [\$2,283,992] to Lamar State College--Port Arthur;
- (E) \$36,218,217 [\$18,787,013] to Sam Houston State University;
- (F) \$10,819,040 to Sam Houston State University College of Osteopathic Medicine;
- (G) \$91,594,285 [\$38,741,061] to Texas State University;
- (H) \$6,284,289 [(G) \$2,216,640] to Sul Ross State University; and
- (I) \$3,407,790 [(H) \$487,157] to Sul Ross State University--Rio Grande College;
- (3) \$19,354,930 [\$12,072,906] to Texas Southern University;
- (4) to the following component institutions of the Texas Tech University System:
- (A) \$131,225,583 [\$51,379,461] to Texas Tech University;

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- (1) to the following component institutions of the University of North Texas System:
- (A) \$65,142,741 [\$38,473,304] to the University of North Texas and its branch campus the University of North Texas at Frisco, allocated as determined by the board of regents of the system;
- (B) \$21,716,116 [\$15,581,837] to the University of North Texas Health Science Center at Fort Worth; and
- (C) \$7,150,950 [\$3,455,644] to the University of North Texas at Dallas;
- (2) to the following component institutions of the Texas State University System:
- (A) \$20,427,341 [\$13,537,649] to Lamar University;
- (B) \$7,956,305 [\$2,630,158] to the Lamar Institute of Technology;
- (C) \$5,556,444 [\$1,533,301] to Lamar State College--Orange;
- (D) \$6,949,525 [\$2,283,992] to Lamar State College--Port Arthur;
- (E) \$22,817,382 [\$18,787,013] to Sam Houston State University;
- (F) \$7,555,972 to Sam Houston State University College of Osteopathic Medicine;
- (G) \$57,704,160 [\$38,741,061] to Texas State University;
- (H) \$4,699,091 [(G) \$2,216,640] to Sul Ross State University; and
- (I) \$2,886,904 [(H) \$487,157] to Sul Ross State University--Rio Grande College;
- (3) \$12,750,829 [\$12,072,906] to Texas Southern University;
- (4) to the following component institutions of the Texas Tech University System:

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(B) \$44,977,109 [\$22,305,642] to Texas Tech University Health Sciences Center and its branch campuses Texas Tech University Health Sciences Center at Abilene and Texas Tech University Health Sciences Center at Dallas, allocated as determined by the board of regents of the system;

(C) \$15,582,526 [\$6,997,943] to Angelo State University;

(D) \$17,155,861 [\$5,725,243] to Texas Tech University Health Sciences Center--El Paso; and

(E) \$10,352,117 [\$5,082,034] to Midwestern State University;

(5) \$30,610,326 [\$14,993,229] to the component institutions of the Texas Woman's University System, allocated as determined by the board of regents of the system;

(6) to the following component institutions of the University of Houston System:

(A) \$112,236,829 [\$56,158,685] to the University of Houston;

(B) \$8,397,495 [\$3,649,703] to the University of Houston--Victoria;

(C) \$14,968,216 [\$7,959,137] to the University of Houston--Clear Lake; and

(D) \$21,881,515 [\$11,155,034] to the University of Houston--Downtown; and

(E) \$7,947,133 to the University of Houston College of Medicine; and

(7) to the following component institutions of The Texas A&M University System:

(A) \$25,075,189 [\$11,825,139] to Texas A&M University--Corpus Christi;

(B) \$17,666,749 [\$7,687,534] to Texas A&M International University;

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(A) \$82,671,774 [\$51,379,461] to Texas Tech University;

(B) \$29,075,466 [\$22,305,642] to Texas Tech University Health Sciences Center and its branch campuses Texas Tech University Health Sciences Center at Abilene and Texas Tech University Health Sciences Center at Dallas, allocated as determined by the board of regents of the system;

(C) \$10,250,544 [\$6,997,943] to Angelo State University;

(D) \$11,548,153 [\$5,725,243] to Texas Tech University Health Sciences Center--El Paso; and

(E) \$7,261,812 [\$5,082,034] to Midwestern State University;

(5) \$19,536,274 [\$14,993,229] to the component institutions of the Texas Woman's University System, allocated as determined by the board of regents of the system;

(6) to the following component institutions of the University of Houston System:

(A) \$70,708,909 [\$56,158,685] to the University of Houston;

(B) \$6,030,405 [\$3,649,703] to the University of Houston--Victoria;

(C) \$10,015,183 [\$7,959,137] to the University of Houston--Clear Lake; and

(D) \$14,094,619 [\$11,155,034] to the University of Houston--Downtown; and

(E) \$5,746,678 to the University of Houston College of Medicine;

(7) to the following component institutions of The Texas A&M University System:

(A) \$16,228,184 [\$11,825,139] to Texas A&M University--Corpus Christi;

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<p>(C) <u>\$15,563,520</u> [\$9,125,307] to Texas A&M University--Kingsville;</p> <p>(D) <u>\$17,341,425</u> [\$7,671,155] to West Texas A&M University;</p> <p>(E) <u>\$19,768,680</u> [\$11,459,464] to <u>East</u> Texas A&M University [<u>University--Commeree</u>]; and</p> <p>(F) <u>\$6,335,816</u> [\$2,112,129] to Texas A&M University--Texarkana[; and</p> <p>[(8) \$8,662,500 to the Texas State Technical College System Administration and the following component campuses, but not its extension centers or programs:</p>	<p>(B) <u>\$11,686,588</u> [\$7,687,534] to Texas A&M International University;</p> <p>(C) <u>\$10,453,123</u> [\$9,125,307] to Texas A&M University--Kingsville;</p> <p>(D) <u>\$11,465,897</u> [\$7,671,155] to West Texas A&M University;</p> <p>(E) <u>\$12,812,330</u> [\$11,459,464] to <u>East</u> Texas A&M University [<u>University--Commeree</u>]; and</p> <p>(F) <u>\$4,731,552</u> [\$2,112,129] to Texas A&M University--Texarkana; and</p> <p>(8) <u>\$12,993,750</u> [\$8,662,500] to the Texas State Technical College System Administration and the following component campuses, but not its extension centers or programs:</p> <p>(A) <u>Texas State Technical College, a collective unit in Nolan, Taylor, Brown, and Stephens Counties;</u></p> <p>(B) <u>Texas State Technical College--Harrison County</u></p> <p>[College--Harlingen];</p> <p>(C) [(B)] <u>Texas State Technical College--McLennan County</u></p> <p>[College--Marshall];</p> <p>(D) [(C)] <u>Texas State Technical College, a collective unit of one or more locations in Ellis County</u></p>	
<p>[(A) <u>Texas State Technical College--Harlingen;</u></p>		
<p>[(B) <u>Texas State Technical College--Marshall;</u></p>		

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[(C) Texas State Technical College--West Texas;	[College--West Texas];	
	<u>(E) [(D)] Texas State Technical College, a collective unit in Comal and Guadalupe Counties</u>	
[(D) Texas State Technical College--Waco;	[College--Waco];	
[(E) Texas State Technical College--Fort Bend; and	<u>(F) [(E)] Texas State Technical College--Fort Bend County;</u> [and]	
	<u>(G) [(F)] Texas State Technical College--Denton County;</u>	
	<u>(H) Texas State Technical College, a collective unit of one or more locations in East Williamson County; and</u>	
	<u>(I) Texas State Technical College in Cameron County</u>	
[(F) Texas State Technical College--North Texas].	[College--North Texas].	
<u>(a-1) In the state fiscal year ending August 31, 2026, an eligible institution is entitled to receive an amount allocated in accordance with this section from the funds appropriated for that year by Section 17(a), Article VII, Texas Constitution. The comptroller shall distribute funds allocated under this subsection only on presentation of a claim and issuance of a warrant in accordance with Section 403.071, Government Code. An eligible institution may not present a claim to be paid from any funds allocated under this subsection before the delivery of goods or services described in Section 17, Article VII, Texas Constitution, except for the payment of principal or interest on bonds or</u>	<u>No equivalent provision.</u>	

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<p><u>notes or for a payment for a book or other published library material as authorized by Section 2155.386, Government Code. The allocation of funds under this subsection is made in accordance with an equitable formula consisting of the following elements: space deficit, facilities condition, institutional complexity, and a separate allocation for the Texas State Technical College System. The annual amounts allocated by the formula are as follows:</u></p> <p><u>(1) to the following component institutions of the University of North Texas System:</u></p> <p><u>(A) \$101,017,531 to the University of North Texas and its branch campus the University of North Texas at Frisco, allocated as determined by the board of regents of the system;</u></p> <p><u>(B) \$32,573,987 to the University of North Texas Health Science Center at Fort Worth; and</u></p> <p><u>(C) \$9,987,632 to the University of North Texas at Dallas;</u></p> <p><u>(2) to the following component institutions of the Texas State University System:</u></p> <p><u>(A) \$31,475,992 to Lamar University;</u></p> <p><u>(B) \$11,281,002 to the Lamar Institute of Technology;</u></p> <p><u>(C) \$7,515,016 to Lamar State College--Orange;</u></p> <p><u>(D) \$9,675,280 to Lamar State College--Port Arthur;</u></p> <p><u>(E) \$35,383,153 to Sam Houston State University;</u></p> <p><u>(F) \$10,615,704 to Sam Houston State University College of Osteopathic Medicine;</u></p> <p><u>(G) \$89,482,446 to Texas State University;</u></p> <p><u>(H) \$6,185,508 to Sul Ross State University; and</u></p> <p><u>(I) \$3,375,332 to Sul Ross State University-Rio Grande College;</u></p> <p><u>(3) \$18,943,400 to Texas Southern University;</u></p>		

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<p><u>(4) to the following component institutions of the Texas Tech University System:</u></p> <p><u>(A) \$128,199,988 to Texas Tech University;</u></p> <p><u>(B) \$43,986,210 to Texas Tech University Health Sciences Center and its branch campuses Texas Tech University Health Sciences Center at Abilene and Texas Tech University Health Sciences Center at Dallas, allocated as determined by the board of regents of the system;</u></p> <p><u>(C) \$15,250,267 to Angelo State University;</u></p> <p><u>(D) \$16,806,421 to Texas Tech University Health Sciences Center--El Paso; and</u></p> <p><u>(E) \$10,159,546 to Midwestern State University;</u></p> <p><u>(5) \$29,920,254 to the component institutions of the Texas Woman's University System, allocated as determined by the board of regents of the system;</u></p> <p><u>(6) to the following component institutions of the University of Houston System:</u></p> <p><u>(A) \$109,649,047 to the University of Houston;</u></p> <p><u>(B) \$8,249,991 to the University of Houston--Victoria;</u></p> <p><u>(C) \$14,659,572 to the University of Houston--Clear Lake;</u></p> <p><u>(D) \$21,396,280 to the University of Houston--Downtown; and</u></p> <p><u>(E) \$7,810,013 to the University of Houston College of Medicine;</u></p> <p><u>(7) to the following component institutions of The Texas A&M University System:</u></p> <p><u>(A) \$24,523,894 to Texas A&M University--Corpus Christi;</u></p> <p><u>(B) \$17,294,100 to Texas A&M International University;</u></p> <p><u>(C) \$15,245,069 to Texas A&M University--Kingsville;</u></p> <p><u>(D) \$16,975,295 to West Texas A&M University;</u></p> <p><u>(E) \$19,335,200 to East Texas A&M University; and</u></p> <p><u>(F) \$6,235,848 to Texas A&M University--Texarkana; and</u></p>		

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<p><u>(8) \$19,642,738 to the Texas State Technical College System Administration and the following component campuses, but not its extension centers or programs:</u></p> <p><u>(A) Texas State Technical College-Harlingen;</u></p> <p><u>(B) Texas State Technical College--Marshall;</u></p> <p><u>(C) Texas State Technical College--West Texas;</u></p> <p><u>(D) Texas State Technical College--Waco;</u></p> <p><u>(E) Texas State Technical College--Fort Bend County;</u></p> <p><u>(F) Texas State Technical College--North Texas; and</u></p> <p><u>(G) Texas State Technical College--East Williamson County.</u></p>		
<p><u>(a-2) Subsection (a-1) and this subsection expire September 1, 2027.</u></p> <p><i>(See SECTION 3 below.)</i></p>	<p>No equivalent provision.</p>	
	<p><u>(c-1) Each governing board participating in the distribution of funds as described in this section may in its sole discretion use the funds to pay the principal and interest of bonds that were issued under Chapter 55 and the proceeds of which were spent for a purpose described in Section 17(a), Article VII, Texas Constitution.</u></p>	
<p>SECTION 2. (a) This section takes effect only if the constitutional amendment proposed by the 89th Legislature, Regular Session, 2025, providing for the creation of funds to support the capital needs of educational programs offered by the Texas State Technical College System is not approved by the voters.</p> <p>(b) Section 62.021(a), Education Code, is amended to read as follows:</p>	<p>No equivalent provision.</p>	

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(a) In each state fiscal year beginning with the state fiscal year ending August 31, 2026 [2024], an eligible institution is entitled to receive an amount allocated in accordance with this section from the funds appropriated for that year by Section 17(a), Article VII, Texas Constitution. The comptroller shall distribute funds allocated under this subsection only on presentation of a claim and issuance of a warrant in accordance with Section 403.071, Government Code. An eligible institution may not present a claim to be paid from any funds allocated under this subsection before the delivery of goods or services described in Section 17, Article VII, Texas Constitution, except for the payment of principal or interest on bonds or notes or for a payment for a book or other published library material as authorized by Section 2155.386, Government Code. The allocation of funds under this subsection is made in accordance with an equitable formula consisting of the following elements: space deficit, facilities condition, institutional complexity, and a separate allocation for the Texas State Technical College System. The annual amounts allocated by the formula are as follows:

(1) to the following component institutions of the University of North Texas System:

(A) \$101,017,531 [~~\$38,473,304~~] to the University of North Texas and its branch campus the University of North Texas at Frisco, allocated as determined by the board of regents of the system;

(B) \$32,573,987 [~~\$15,581,837~~] to the University of North Texas Health Science Center at Fort Worth; and

(C) \$9,987,632 [~~\$3,455,644~~] to the University of North Texas at Dallas;

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<p>(2) to the following component institutions of the Texas State University System:</p> <p>(A) <u>\$31,475,992</u> [\$13,537,649] to Lamar University;</p> <p>(B) <u>\$11,281,002</u> [\$2,630,158] to the Lamar Institute of Technology;</p> <p>(C) <u>\$7,515,016</u> [\$1,533,304] to Lamar State College--Orange;</p> <p>(D) <u>\$9,675,280</u> [\$2,283,992] to Lamar State College--Port Arthur;</p> <p>(E) <u>\$35,383,153</u> [\$18,787,043] to Sam Houston State University;</p> <p>(F) <u>\$10,615,704</u> to Sam Houston State University College of Osteopathic Medicine;</p> <p>(G) <u>\$89,482,446</u> [\$38,741,064] to Texas State University;</p> <p>(H) <u>\$6,185,508</u> [(G) \$2,216,640] to Sul Ross State University; and</p> <p>(I) <u>\$3,375,332</u> [(H) \$487,157] to Sul Ross State University-Rio Grande College;</p> <p>(3) <u>\$18,943,400</u> [\$12,072,906] to Texas Southern University;</p> <p>(4) to the following component institutions of the Texas Tech University System:</p> <p>(A) <u>\$128,199,988</u> [\$51,379,464] to Texas Tech University;</p> <p>(B) <u>\$43,986,210</u> [\$22,305,642] to Texas Tech University Health Sciences Center and its branch campuses Texas Tech University Health Sciences Center at Abilene and Texas Tech University Health Sciences Center at Dallas, allocated as determined by the board of regents of the system;</p> <p>(C) <u>\$15,250,267</u> [\$6,997,943] to Angelo State University;</p> <p>(D) <u>\$16,806,421</u> [\$5,725,243] to Texas Tech University Health Sciences Center--El Paso; and</p>		

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<p>(E) <u>\$10,159,546</u> [\$5,082,034] to Midwestern State University;</p> <p>(5) <u>\$29,920,254</u> [\$14,993,229] to the component institutions of the Texas Woman's University System, allocated as determined by the board of regents of the system;</p> <p>(6) to the following component institutions of the University of Houston System:</p> <p>(A) <u>\$109,649,047</u> [\$56,158,685] to the University of Houston;</p> <p>(B) <u>\$8,249,991</u> [\$3,649,703] to the University of Houston--Victoria;</p> <p>(C) <u>\$14,659,572</u> [\$7,959,137] to the University of Houston--Clear Lake; and</p> <p>(D) <u>\$21,396,280</u> [\$11,155,034] to the University of Houston--Downtown; <u>and</u></p> <p>(E) <u>\$7,810,013</u> to the University of Houston College of Medicine;</p> <p>(7) to the following component institutions of The Texas A&M University System:</p> <p>(A) <u>\$24,523,894</u> [\$11,825,139] to Texas A&M University--Corpus Christi;</p> <p>(B) <u>\$17,294,100</u> [\$7,687,534] to Texas A&M International University;</p> <p>(C) <u>\$15,245,069</u> [\$9,125,307] to Texas A&M University--Kingsville;</p> <p>(D) <u>\$16,975,295</u> [\$7,671,155] to West Texas A&M University;</p> <p>(E) <u>\$19,335,200</u> [\$11,459,464] to <u>East Texas A&M University</u> [University--Commerce]; <u>and</u></p> <p>(F) <u>\$6,235,848</u> [\$2,112,129] to Texas A&M University--Texarkana; <u>and</u></p>		

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<p>(8) <u>\$19,642,738</u> [\$8,662,500] to the Texas State Technical College System Administration and the following component campuses, but not its extension centers or programs:</p> <p>(A) Texas State Technical College-Harlingen;</p> <p>(B) Texas State Technical College--Marshall;</p> <p>(C) Texas State Technical College--West Texas;</p> <p>(D) Texas State Technical College--Waco;</p> <p>(E) Texas State Technical College--Fort Bend <u>County</u>; [and]</p> <p>(F) Texas State Technical College--North Texas; <u>and</u></p> <p>(G) <u>Texas State Technical College--East Williamson County.</u></p>		
<p>SECTION 3. Section 62.021, Education Code, is amended by adding Subsection (c-1) to read as follows:</p> <p><u>(c-1) Each governing board participating in the distribution of funds as described in this section may in its sole discretion use the funds to pay the principal and interest of bonds that were issued under Chapter 55 and the proceeds of which were spent for a purpose described in Section 17(a), Article VII, Texas Constitution.</u></p>	<p><i>(See Section 62.021 (c-1) above.)</i></p>	
<p>SECTION 4. Section 62.024, Education Code, is amended to read as follows:</p> <p>Sec. 62.024. AMOUNT OF ALLOCATION INCREASED. In accordance with Section 17(a), Article VII, Texas Constitution, for each state fiscal year beginning with the state fiscal year ending August 31, <u>2026</u> [2017], the amount of the annual constitutional appropriation under that subsection is increased to <u>\$892,851,716</u> [\$393.75 million]. [Before the state fiscal year ending August 31, 2017, the</p>	<p>SECTION 2. Section 62.024, Education Code, is amended to read as follows:</p> <p>Sec. 62.024. AMOUNT OF ALLOCATION INCREASED. In accordance with Section 17(a), Article VII, Texas Constitution, for each state fiscal year beginning with the state fiscal year ending August 31, <u>2026</u> [2017], the amount of the annual constitutional appropriation under that subsection is increased to <u>\$590,625,000</u> [\$393.75 million]. [Before the state fiscal year ending August 31, 2017, the</p>	

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amount of the annual constitutional appropriation under that subsection is \$262.5 million.]	amount of the annual constitutional appropriation under that subsection is \$262.5 million.]	
SECTION 5. Section 62.027(c), Education Code, is amended to read as follows: (c) The increase provided by the amendment to Section 62.024 enacted by the <u>89th</u> [84th] Legislature, Regular Session, <u>2025</u> [2015], in the amount of the appropriation made under Section 17(a), Article VII, Texas Constitution, for each state fiscal year beginning with the state fiscal year ending August 31, <u>2026</u> [2017], constitutes the increase in accordance with Section 17(a) that the legislature considers appropriate for the five-year period beginning September 1, <u>2025</u> [2015].	SECTION 3. Same as House version.	
SECTION 6. Section 62.021(c-2), Education Code, is repealed.	SECTION 4. Same as House version.	
SECTION 7. The amounts allocated under Section 62.021, Education Code, as amended by this Act, apply to each state fiscal year beginning with the state fiscal year beginning September 1, 2025.	SECTION 5. Same as House version.	
SECTION 8. Contingent on the passage and becoming law of S.B. 2361 or similar legislation of the 89th Legislature, Regular Session, 2025, relating to the transfer of the University of Houston--Victoria to The Texas A&M University System, the amounts allocated to the University of Houston--Victoria under Section 62.021, Education Code, as amended by this Act, are allocated to the university as transferred to The Texas A&M University System.	SECTION 6. Same as House version.	

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SECTION 9. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2025.
(b) Sections 4 and 5 of this Act take effect as provided by Subsection (a) of this section only if this Act is approved by a vote of two-thirds of the membership of each house of the legislature as required by Section 17(a), Article VII, Texas Constitution.

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SECTION 7. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2025.
(b) Sections 2 and 3 of this Act take effect as provided by Subsection (a) of this section only if this Act is approved by a vote of two-thirds of the membership of each house of the legislature as required by Section 17(a), Article VII, Texas Constitution.

CONFERENCE