

By: Crownover, Howard, Darby, Clardy, et al. H.B. No. 2848

Substitute the following for H.B. No. 2848:

By: Howard C.S.H.B. No. 2848

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the amount and allocation of the annual constitutional  
3 appropriation to certain agencies and institutions of higher  
4 education.

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

6 SECTION 1. Section [62.021](#), Education Code, is amended by  
7 amending Subsections (a) and (e) and adding Subsections (a-1),  
8 (a-2), and (e-2) to read as follows:

9 (a) In each state fiscal year beginning with the state  
10 fiscal year ending August 31, 2016 [~~2011~~], an eligible institution  
11 is entitled to receive an amount allocated in accordance with this  
12 section from the funds appropriated for that year by Section [17](#)(a),  
13 Article VII, Texas Constitution. The comptroller shall distribute  
14 funds allocated under this subsection only on presentation of a  
15 claim and issuance of a warrant in accordance with Section [403.071](#),  
16 Government Code. An eligible institution may not present a claim  
17 to be paid from any funds allocated under this subsection before the  
18 delivery of goods or services described in Section [17](#), Article VII,  
19 Texas Constitution, except for the payment of principal or interest  
20 on bonds or notes or for a payment for a book or other published  
21 library material as authorized by Section [2155.386](#), Government  
22 Code. The allocation of funds under this subsection is made in  
23 accordance with an equitable formula consisting of the following  
24 elements: space deficit, facilities condition, institutional

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1 complexity, and a separate allocation for the Texas State Technical  
2 College System. The annual amounts allocated by the formula are as  
3 follows:

4 (1) \$3,374,275 [~~\$3,559,433~~] to Midwestern State  
5 University;

6 (2) to the following component institutions of the  
7 University of North Texas System:

8 (A) \$25,041,370 [~~\$27,846,476~~] to the University  
9 of North Texas;

10 (B) \$11,394,570 [~~(3) \$8,771,265~~] to the  
11 University of North Texas Health Science Center at Fort Worth; and

12 (C) \$1,408,669 to the University of North Texas  
13 at Dallas, \$135,593 of which must be used for the University of  
14 North Texas at Dallas College of Law;

15 (3) \$7,757,442 [~~(4) \$12,311,123~~ to The University of  
16 ~~Texas-Pan American~~,

17 [~~(5) \$5,057,420~~ to The University of Texas at  
18 ~~Brownsville~~,

19 [~~(6) \$8,425,937~~] to Stephen F. Austin State  
20 University;

21 (4) [~~(7)~~] to the following component institutions of  
22 the Texas State University System:

23 (A) \$9,401,255 [~~\$8,330,933~~] to Lamar University;

24 (B) \$1,720,347 [~~\$2,332,463~~] to the Lamar  
25 Institute of Technology;

26 (C) \$1,129,562 [~~\$1,235,752~~] to Lamar State  
27 College--Orange;

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1 (D) \$1,438,523 [~~\$1,244,694~~] to Lamar State  
2 College--Port Arthur;  
3 (E) \$11,553,239 [~~\$11,893,110~~] to Sam Houston  
4 State University;  
5 (F) \$24,775,170 [~~\$21,863,258~~] to Texas State  
6 University;  
7 (G) \$1,423,682 [~~\$1,625,061~~] to Sul Ross State  
8 University; and  
9 (H) \$273,825 [~~\$445,380~~] to Sul Ross State  
10 University-Rio Grande College;  
11 (5) \$7,773,229 [~~(8) \$8,894,700~~] to Texas Southern  
12 University;  
13 (6) [~~(9)~~] to the following component institutions of  
14 the Texas Tech University System:  
15 (A) \$32,817,206 [~~\$23,936,088~~] to Texas Tech  
16 University;  
17 (B) \$15,581,597 [~~\$16,973,569~~] to Texas Tech  
18 University Health Sciences Center; [~~and~~]  
19 (C) \$3,546,735 [~~\$3,743,027~~] to Angelo State  
20 University; and  
21 (D) \$4,156,050 to Texas Tech University Health  
22 Sciences Center--El Paso;  
23 (7) \$9,897,706 [~~(10) \$10,169,695~~] to Texas Woman's  
24 University;  
25 (8) [~~(11)~~] to the following component institutions of  
26 the University of Houston System:  
27 (A) \$35,180,036 [~~\$35,885,768~~] to the University

1 of Houston;

2 (B) \$2,850,574 [~~\$2,393,921~~] to the University of

3 Houston--Victoria;

4 (C) \$5,336,744 [~~\$5,214,167~~] to the University of

5 Houston--Clear Lake; and

6 (D) \$7,835,252 [~~\$7,435,238~~] to the University of

7 Houston--Downtown;

8 (9) [~~(12)~~] to the following component institutions of

9 The Texas A&M University System:

10 (A) \$7,424,229 [~~\$7,139,067~~] to Texas A&M

11 University--Corpus Christi;

12 (B) \$4,473,273 [~~\$3,796,436~~] to Texas A&M

13 International University;

14 (C) \$5,977,371 [~~\$5,046,885~~] to Texas A&M

15 University--Kingsville;

16 (D) \$4,776,272 [~~\$4,652,995~~] to West Texas A&M

17 University;

18 (E) \$7,190,875 [~~\$5,193,232~~] to Texas A&M

19 University--Commerce; and

20 (F) \$1,215,922 [~~\$1,307,907~~] to Texas A&M

21 University--Texarkana; and

22 (10) [~~(13)~~] \$5,775,000 to the Texas State Technical

23 College System Administration and the following component

24 campuses, but not its extension centers or programs:

25 (A) Texas State Technical College-Harlingen;

26 (B) Texas State Technical College--Marshall;

27 (C) Texas State Technical College--West Texas;

1 and

2 (D) Texas State Technical College--Waco.

3 (a-1) In each state fiscal year beginning with the state  
4 fiscal year ending August 31, 2016, an eligible institution is  
5 entitled to receive an amount allocated in accordance with this  
6 subsection from the funds appropriated for that year by Section  
7 17(a), Article VII, Texas Constitution. The comptroller shall  
8 distribute funds allocated under this subsection only on  
9 presentation of a claim and issuance of a warrant in accordance with  
10 Section 403.071, Government Code. An eligible institution may not  
11 present a claim to be paid from any funds allocated under this  
12 subsection before the delivery of goods or services described in  
13 Section 17, Article VII, Texas Constitution, except for the payment  
14 of principal or interest on bonds or notes or for a payment for a  
15 book or other published library material as authorized by Section  
16 2155.386, Government Code. The allocation of funds under this  
17 subsection is made in accordance with an equitable formula  
18 consisting of the following elements: space deficit, facilities  
19 condition, institutional complexity, and a separate allocation for  
20 the Texas State Technical College System. The annual amounts  
21 allocated by the formula are as follows:

22 (1) \$5,061,412 to Midwestern State University;

23 (2) to the following component institutions of the  
24 University of North Texas System:

25 (A) \$37,562,056 to the University of North Texas;

26 (B) \$17,091,856 to the University of North Texas

27 Health Science Center at Fort Worth; and

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10 (C) \$1,694,343 to Lamar State College--Orange;

27 (7) \$14,846,558 to Texas Woman's University;

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1                   (8) to the following component institutions of the  
2 University of Houston System:

3                   (A) \$52,770,054 to the University of Houston;

4                   (B) \$4,275,861 to the University of  
5 Houston--Victoria;

6                   (C) \$8,005,116 to the University of  
7 Houston--Clear Lake; and

8                   (D) \$11,752,877 to the University of  
9 Houston--Downtown;

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

12                   (A) \$11,136,344 to Texas A&M University--Corpus  
13 Christi;

14                   (B) \$6,709,910 to Texas A&M International  
15 University;

16                   (C) \$8,966,056 to Texas A&M  
17 University--Kingsville;

18                   (D) \$7,164,408 to West Texas A&M University;

19                   (E) \$10,786,313 to Texas A&M  
20 University--Commerce; and

21                   (F) \$1,823,883 to Texas A&M  
22 University--Texarkana; and

23                   (10) \$8,662,500 to the Texas State Technical College  
24 System Administration and the following component campuses, but not  
25 its extension centers or programs:

26                   (A) Texas State Technical College-Harlingen;

27                   (B) Texas State Technical College--Marshall;

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1 (C) Texas State Technical College--West Texas;

2 and

(D) Texas State Technical College--Waco.

1 institution]. Whereas the University of North Texas at Dallas  
2 College of Law, which was previously designated by Chapter 1213  
3 (S.B. 956), Acts of the 81st Legislature, Regular Session, 2009, as  
4 an institution of higher education until such time the University  
5 of North Texas at Dallas had been in operation as a general academic  
6 teaching institution for a period of five years, now operates as a  
7 professional school within the University of North Texas at Dallas  
8 as a result of the expiration of that period, the allocation to the  
9 University of North Texas at Dallas under this section includes an  
10 amount attributable to the University of North Texas at Dallas  
11 College of Law as part of the university.

12 (e-2) Whereas The University of Texas--Pan American and The  
13 University of Texas at Brownsville were consolidated into a general  
14 academic teaching institution that is excluded from participation  
15 in the funding provided by Section 17, Article VII, Texas  
16 Constitution, by Chapter 726 (S.B. 24), Acts of the 83rd  
17 Legislature, Regular Session, 2013, which was approved by a vote of  
18 more than two-thirds of the membership of each house of the  
19 legislature, The University of Texas--Pan American and The  
20 University of Texas at Brownsville are omitted from the allocation  
21 of funds under this section.

22 SECTION 2. Section 62.024, Education Code, is amended to  
23 read as follows:

24 Sec. 62.024. AMOUNT OF ALLOCATION INCREASED. In accordance  
25 with Section 17(a), Article VII, Texas Constitution, for each state  
26 fiscal year beginning with the state fiscal year ending August 31,  
27 2016 [2008], the amount of the annual constitutional appropriation

1 under that subsection is increased to \$393.75 [~~\$262.5~~] million.

2 SECTION 3. Section 62.027(c), Education Code, is amended to  
3 read as follows:

4 (c) The increase provided by the amendment to Section 62.024  
5 enacted by the 84th [~~79th~~] Legislature, Regular Session, 2015  
6 [~~2005~~], in the amount of the appropriation made under Section  
7 17(a), Article VII, Texas Constitution, for each state fiscal year  
8 beginning with the state fiscal year ending August 31, 2016 [~~2008~~],  
9 constitutes the increase in accordance with Section 17(a) that the  
10 legislature considers appropriate for the five-year period  
11 beginning September 1, 2015 [~~2005~~].

12 SECTION 4. The amounts allocated under Section 62.021,  
13 Education Code, as amended by this Act, apply to each state fiscal  
14 year beginning with the state fiscal year beginning September 1,  
15 2015.

16 SECTION 5. (a) Except as provided by Subsection (b) of this  
17 section, this Act takes effect August 31, 2015.

18 (b) Sections 2 and 3 of this Act take effect as provided by  
19 Subsection (a) of this section only if this Act is approved by a  
20 vote of two-thirds of the membership of each house of the  
21 legislature as required by Section 17(a), Article VII, Texas  
22 Constitution.