

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

5-28-15

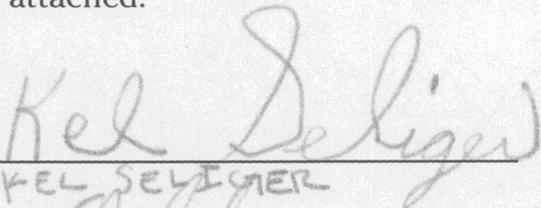
Date

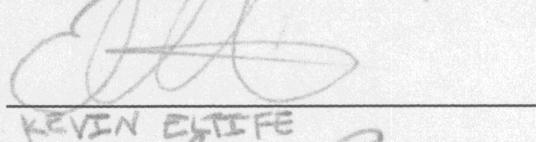
Honorable Dan Patrick
President of the Senate

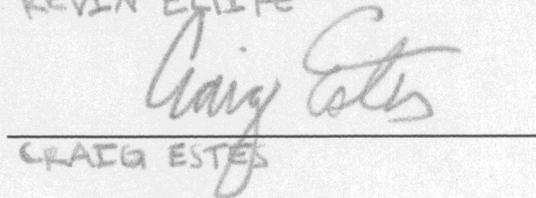
Honorable Joe Straus
Speaker of the House of Representatives

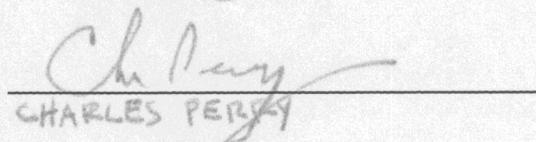
Sirs:

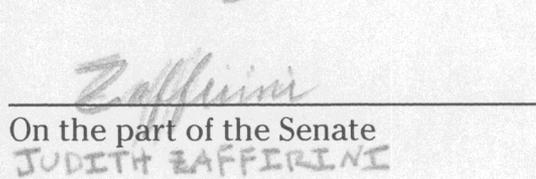
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SB 1191 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

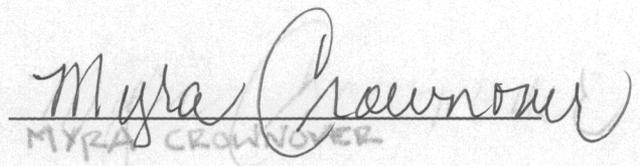

KEL SELIGER

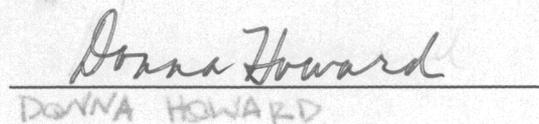

KEVIN ELIFE

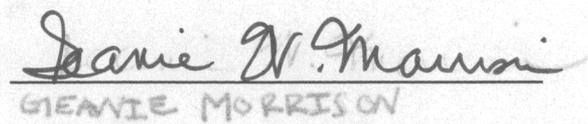

CRAIG ESTES

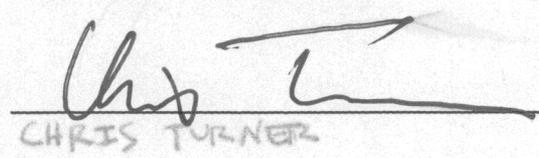

CHARLES PERRY

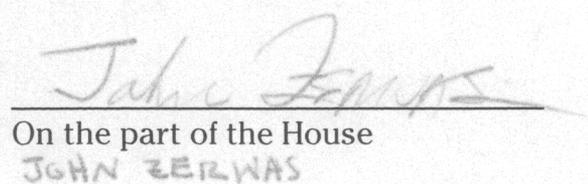

On the part of the Senate
JUDITH ZAFFIRINI


MYRA CROWNER


DONNA HOWARD


GEANIE MORRISON


CHRIS TURNER


On the part of the House
JOHN ZERWAS

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

S.B. No. 1191

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

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;

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, 2017, 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

1 (C) \$2,113,004 to the University of North Texas
2 at Dallas, \$203,390 of which must be used for the University of
3 North Texas at Dallas College of Law;

4 (3) \$11,636,163 to Stephen F. Austin State University;

5 (4) to the following component institutions of the
6 Texas State University System:

7 (A) \$14,101,882 to Lamar University;

8 (B) \$2,580,521 to the Lamar Institute of
9 Technology;

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

11 (D) \$2,157,784 to Lamar State College--Port
12 Arthur;

13 (E) \$17,329,858 to Sam Houston State University;

14 (F) \$37,162,755 to Texas State University;

15 (G) \$2,135,523 to Sul Ross State University; and

16 (H) \$410,738 to Sul Ross State University-Rio
17 Grande College;

18 (5) \$11,659,843 to Texas Southern University;

19 (6) to the following component institutions of the
20 Texas Tech University System:

21 (A) \$49,225,809 to Texas Tech University;

22 (B) \$23,372,396 to Texas Tech University Health
23 Sciences Center;

24 (C) \$5,320,102 to Angelo State University; and

25 (D) \$6,234,075 to Texas Tech University Health
26 Sciences Center--El Paso;

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

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;

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

2 and

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

4 (a-2) Notwithstanding Subsections (a) and (a-1), if Section
5 62.024 is not amended by the 84th Legislature, Regular Session,
6 2015, to increase the amount of the appropriation made under
7 Section 17(a), Article VII, Texas Constitution, Subsection (a) of
8 this section applies in each state fiscal year beginning with the
9 state fiscal year ending August 31, 2016, and Subsection (a-1) of
10 this section has no effect.

11 (e) Whereas the University of North Texas at Dallas was
12 created as an institution of higher education by Chapter 25 (S.B.
13 576), Acts of the 77th Legislature, Regular Session, 2001, which
14 was approved by a vote of more than two-thirds of the membership of
15 each house of the legislature, and was certified by the
16 coordinating board to operate as a general academic teaching
17 institution in April 2009, the University of North Texas at Dallas
18 is entitled to participate in the funding provided by Section 17,
19 Article VII, Texas Constitution[~~, as soon as the University of~~
20 ~~North Texas at Dallas operates as a general academic teaching~~
21 ~~institution]~~. Whereas the University of North Texas at Dallas
22 College of Law, which was previously designated by Chapter 1213
23 (S.B. 956), Acts of the 81st Legislature, Regular Session, 2009, as
24 an institution of higher education until such time the University
25 of North Texas at Dallas had been in operation as a general academic
26 teaching institution for a period of five years, now operates as a
27 professional school within the University of North Texas at Dallas

1 as a result of the expiration of that period, the allocation to the
2 University of North Texas at Dallas under this section includes an
3 amount attributable to the University of North Texas at Dallas
4 College of Law as part of the university.

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

15 SECTION 2. Section 62.024, Education Code, is amended to
16 read as follows:

17 Sec. 62.024. AMOUNT OF ALLOCATION INCREASED. In accordance
18 with Section 17(a), Article VII, Texas Constitution, for each state
19 fiscal year beginning with the state fiscal year ending August 31,
20 2017 [2008], the amount of the annual constitutional appropriation
21 under that subsection is increased to \$393.75 [~~\$262.5~~] million.
22 Before the state fiscal year ending August 31, 2017, the amount of
23 the annual constitutional appropriation under that subsection is
24 \$262.5 million.

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

27 (c) The increase provided by the amendment to Section 62.024

1 enacted by the 84th [~~79th~~] Legislature, Regular Session, 2015
2 [~~2005~~], in the amount of the appropriation made under Section
3 17(a), Article VII, Texas Constitution, for each state fiscal year
4 beginning with the state fiscal year ending August 31, 2017 [~~2008~~],
5 constitutes the increase in accordance with Section 17(a) that the
6 legislature considers appropriate for the five-year period
7 beginning September 1, 2015 [~~2005~~].

8 SECTION 4. (a) The amounts allocated under Section
9 62.021(a), Education Code, as amended by this Act, apply to the
10 state fiscal year beginning September 1, 2015.

11 (b) The amounts allocated under Section 62.021(a-1),
12 Education Code, as added by this Act, apply to each state fiscal
13 year beginning with the state fiscal year beginning September 1,
14 2016.

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

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

Senate Bill 1191
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

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

(a) In *each state fiscal year beginning with* the state fiscal year ending August 31, 2016 [~~2014~~], 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) \$5,061,412 [~~\$3,559,433~~] to Midwestern State University;
(2) to the following component institutions of the University of North Texas System:

(A) \$37,562,056 [~~\$27,846,476~~] to the University of North Texas;

(B) \$17,091,856 [~~(3) \$8,771,265~~] to the University of North Texas Health Science Center at Fort Worth; and

(C) \$2,113,004 to the University of North Texas at Dallas, \$203,390 of which must be used for the University of North

HOUSE VERSION (CS)

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

(a) In *each state fiscal year beginning with* the state fiscal year ending August 31, 2016 [~~2014~~], 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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(C) \$1,408,669 to the University of North Texas at Dallas, \$135,593 of which must be used for the University of North

CONFERENCE

SECTION 1. Same as House version except strikes language directing the annual amounts to be allocated in each state fiscal year beginning with the state fiscal year ending August 31, 2016, to instead provide for the allocations to occur only *in the state fiscal year ending on that date.*

Senate Bill 1191
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

Texas at Dallas College of Law;

(3) \$11,636,163 [~~(4) \$12,311,123 to The University of Texas Pan American;~~

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

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

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

(A) \$14,101,882 [~~\$8,330,933] to Lamar University;~~

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(C) \$1,694,343 [~~\$1,235,752] to Lamar State College--Orange;~~

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(H) \$410,738 [~~\$445,380] to Sul Ross State University-Rio Grande College;~~

(5) \$11,659,843 [~~(8) \$8,894,700] to Texas Southern University;~~

(6) [~~(9)] to the following component institutions of the Texas Tech University System:~~

(A) \$49,225,809 [~~\$23,936,088] to Texas Tech University;~~

(B) \$23,372,396 [~~\$16,973,569] to Texas Tech University Health Sciences Center; [~~and]~~~~

(C) \$5,320,102 [~~\$3,743,027] to Angelo State University; and~~

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HOUSE VERSION (CS)

Texas at Dallas College of Law;

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CONFERENCE

Senate Bill 1191
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

University;
(8) [(11)] to the following component institutions of the University of Houston System:
(A) \$52,770,054 [~~\$35,885,768~~] to the University of Houston;
(B) \$4,275,861 [~~\$2,393,921~~] to the University of Houston--Victoria;
(C) \$8,005,116 [~~\$5,214,167~~] to the University of Houston--Clear Lake; and
(D) \$11,752,877 [~~\$7,435,238~~] to the University of Houston--Downtown;
(9) [(12)] to the following component institutions of The Texas A&M University System:
(A) \$11,136,346 [~~\$7,139,067~~] to Texas A&M University--Corpus Christi;
(B) \$6,709,910 [~~\$3,796,436~~] to Texas A&M International University;
(C) \$8,966,056 [~~\$5,046,885~~] to Texas A&M University--Kingsville;
(D) \$7,164,408 [~~\$4,652,995~~] to West Texas A&M University;
(E) \$10,786,313 [~~\$5,193,232~~] to Texas A&M University--Commerce; and
(F) \$1,823,883 [~~\$1,307,907~~] to Texas A&M University--Texarkana; and
(10) \$8,662,500 [(13)—~~\$5,775,000~~] to the Texas State Technical College System Administration and the following component campuses, but not its extension centers or programs:
(A) Texas State Technical College-Harlingen;
(B) Texas State Technical College--Marshall;
(C) Texas State Technical College--West Texas; and
(D) Texas State Technical College--Waco.

HOUSE VERSION (CS)

University;
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(B) \$2,850,574 [~~\$2,393,921~~] to the University of Houston--Victoria;
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(D) \$7,835,252 [~~\$7,435,238~~] to the University of Houston--Downtown;
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CONFERENCE

Senate Bill 1191
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

No equivalent provision.

HOUSE VERSION (CS)

(a-1) In each state fiscal year beginning with the state fiscal year ending August 31, 2016, an eligible institution is entitled to receive an amount allocated in accordance with this subsection 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) \$5,061,412 to Midwestern State University;

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

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

(B) \$17,091,856 to the University of North Texas Health Science Center at Fort Worth; and

(C) \$2,113,004 to the University of North Texas at Dallas, \$203,390 of which must be used for the University of North Texas at Dallas College of Law;

(3) \$11,636,163 to Stephen F. Austin State University;

(4) to the following component institutions of the Texas State University System:

CONFERENCE

(a-1) Same as House version except begins with the state fiscal year ending August 31, 2017.

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HOUSE VERSION (CS)

CONFERENCE

- (A) \$14,101,882 to Lamar University;
- (B) \$2,580,521 to the Lamar Institute of Technology;
- (C) \$1,694,343 to Lamar State College--Orange;
- (D) \$2,157,784 to Lamar State College--Port Arthur;
- (E) \$17,329,858 to Sam Houston State University;
- (F) \$37,162,755 to Texas State University;
- (G) \$2,135,523 to Sul Ross State University; and
- (H) \$410,738 to Sul Ross State University-Rio Grande College;
- (5) \$11,659,843 to Texas Southern University;
- (6) to the following component institutions of the Texas Tech University System:
 - (A) \$49,225,809 to Texas Tech University;
 - (B) \$23,372,396 to Texas Tech University Health Sciences Center;
 - (C) \$5,320,102 to Angelo State University; and
 - (D) \$6,234,075 to Texas Tech University Health Sciences Center--El Paso;
- (7) \$14,846,558 to Texas Woman's University;
- (8) to the following component institutions of the University of Houston System:
 - (A) \$52,770,054 to the University of Houston;
 - (B) \$4,275,861 to the University of Houston--Victoria;
 - (C) \$8,005,116 to the University of Houston--Clear Lake; and
 - (D) \$11,752,877 to the University of Houston--Downtown;
- (9) to the following component institutions of The Texas A&M University System:
 - (A) \$11,136,344 to Texas A&M University--Corpus Christi;
 - (B) \$6,709,910 to Texas A&M International University;
 - (C) \$8,966,056 to Texas A&M University--Kingsville;
 - (D) \$7,164,408 to West Texas A&M University;
 - (E) \$10,786,313 to Texas A&M University--Commerce; and

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HOUSE VERSION (CS)

CONFERENCE

(F) \$1,823,883 to Texas A&M University--Texarkana; and
(10) \$8,662,500 to the Texas State Technical College System
Administration and the following component campuses, but
not its extension centers or programs;
(A) Texas State Technical College--Harlingen;
(B) Texas State Technical College--Marshall;
(C) Texas State Technical College--West Texas; and
(D) Texas State Technical College--Waco.

No equivalent provision.

(a-2) Except as otherwise provided by this subsection,
Subsection (a) and this subsection expire September 1, 2015.
Notwithstanding Subsection (a-1), the annual allocation of
funds made under Subsection (a-1) applies only if the 84th
Legislature in Regular Session, 2015, increases the amount of
the annual constitutional appropriation to an amount sufficient
to fund that allocation and includes an appropriation for that
amount in a general appropriations act for the state fiscal
biennium that begins September 1, 2015. If the 84th
Legislature in Regular Session, 2015, does not increase the
amount of the annual constitutional appropriation to that
amount and include an appropriation for that amount in a
general appropriations act for that biennium, then Subsection
(a-1) has no effect and Subsection (a) and this subsection do
not expire.

(a-2) Substantially the same as House version.

(e) Whereas the University of North Texas at Dallas was created as an institution of higher education by Chapter 25 (S.B. 576), Acts of the 77th Legislature, Regular Session, 2001, which was approved by a vote of more than two-thirds of the membership of each house of the legislature, and was certified by the coordinating board to operate as a general academic teaching institution in April 2009, the University of

(e) Same as Senate version.

(e) Same as Senate version.

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North Texas at Dallas is entitled to participate in the funding provided by Section 17, Article VII, Texas Constitution [~~as soon as the University of North Texas at Dallas operates as a general academic teaching institution~~]. Whereas the University of North Texas at Dallas College of Law, which was previously designated by Chapter 1213 (S.B. 956), Acts of the 81st Legislature, Regular Session, 2009, as an institution of higher education until such time the University of North Texas at Dallas had been in operation as a general academic teaching institution for a period of five years, now operates as a professional school within the University of North Texas at Dallas as a result of the expiration of that period, the allocation to the University of North Texas at Dallas under this section includes an amount attributable to the University of North Texas at Dallas College of Law as a part of the university.

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

SECTION 2. Section 62.024, Education Code, is amended to read as follows:
Sec. 62.024. AMOUNT OF ALLOCATION INCREASED.
In accordance with Section 17(a), Article VII, Texas

HOUSE VERSION (CS)

SECTION 2. Same as Senate version.

CONFERENCE

SECTION 2. Same as Senate version except the increase in the annual constitutional appropriation applies beginning with the state fiscal year ending August 31, **2017**, and *the amount of the appropriation before that state fiscal year is set at*

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SENATE VERSION

Constitution, for each state fiscal year beginning with the state fiscal year ending August 31, 2016 [2008], the amount of the annual constitutional appropriation under that subsection is increased to \$393.75 [~~\$262.5~~] million.

SECTION 3. 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 84th [~~79th~~] Legislature, Regular Session, 2015 [2005], 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, 2016 [2008], constitutes the increase in accordance with Section 17(a) that the legislature considers appropriate for the five-year period beginning September 1, 2015 [2005].

SECTION 4. 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, 2015.

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

(b) Sections 2 and 3 of this Act take effect 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.

HOUSE VERSION (CS)

SECTION 3. Same as Senate version.

SECTION 4. Same as Senate version.

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

(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

\$262.5 million.

SECTION 3. Same as Senate version except changes the applicable state fiscal year to conform to SECTION 2.

SECTION 4. Same as Senate version except changes the applicable state fiscal years to conform to amended Section 62.021(a), Education Code, and added Section 62.021(a-1), Education Code, in SECTION 1.

SECTION 5. Same as House version.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 30, 2015

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1191 by Seliger (Relating to the amount and allocation of the annual constitutional appropriation to certain agencies and institutions of higher education.), **Conference Committee Report**

Estimated Two-year Net Impact to General Revenue Related Funds for SB1191, Conference Committee Report: a negative impact of (\$131,250,000) through the biennium ending August 31, 2017, assuming the funding contingency is met; if it is not met, the bill would have no fiscal impact.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$0
2017	(\$131,250,000)
2018	(\$131,250,000)
2019	(\$131,250,000)
2020	(\$131,250,000)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1
2016	\$0
2017	(\$131,250,000)
2018	(\$131,250,000)
2019	(\$131,250,000)
2020	(\$131,250,000)

Fiscal Analysis

The bill would amend the Education Code relating to the amount and allocation of the annual constitutional appropriation to certain agencies and institutions of higher education. The bill would reallocate Higher Education Fund appropriations between eligible recipient institutions in fiscal year 2016 and would increase the annual constitutional appropriation for the Higher

Education Fund from \$262,500,000 each fiscal year to \$393,750,000 in each fiscal year beginning in fiscal year 2017.

The bill would make the increase in the annual Higher Education Fund appropriation beginning in fiscal year 2017 contingent on the Eighty-fourth Legislature, Regular Session, 2015, amending Section 62.024 of the Education Code to increase the annual Higher Education Fund appropriation. If the Eighty-fourth Legislature, Regular Session, 2015, does not amend statute to increase the annual Higher Education Fund appropriation, the bill would reallocate the Higher Education Fund appropriations between eligible recipient institutions and would maintain the annual constitutional appropriation for the Higher Education Fund at \$262,500,000 in General Revenue each fiscal year.

Methodology

The current annual appropriation level for the Higher Education Fund is \$262,500,000. The bill would increase the annual allocation to \$393,750,000 beginning in fiscal year 2017, which would result in an annual cost of \$131,250,000 in General Revenue. This analysis assumes the Eighty-fourth Legislature, Regular Session, 2015, would amend statute to increase the appropriation for the Higher Education Fund to \$393,750,000 beginning in fiscal year 2017.

If the Eighty-fourth Legislature, Regular Session, 2015, does not amend statute to increase the appropriation for the Higher Education Fund beginning in fiscal year 2017, the bill would have no fiscal impact.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 783 University of Houston System Administration, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 758 Texas State University System, 768 Texas Tech University System Administration, 769 University of North Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: UP, EMu, DEH, ED, JBi

**Certification of Compliance with
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on SB 1191 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

Myra Chaurones
(name)

5-29-15
(date)