

## CHAPTER 257

H.B. No. 1666

## AN ACT

relating to East Texas State University at Texarkana.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Subchapter A, Chapter 100, Education Code, is amended by adding Section 100.02 to read as follows:

*Sec. 100.02. EAST TEXAS STATE UNIVERSITY AT TEXARKANA. (a) East Texas State University at Texarkana is a coeducational upper-level educational institution located in the city of Texarkana.*

*(b) The university is under the management and control of a board of regents as provided by Section 100.11 of this code.*

*(c) The board may adopt rules for the operation, control, and management of East Texas State University at Texarkana.*

*(d) East Texas State University at Texarkana may not offer freshman or sophomore programs.*

SECTION 2. Section 100.11, Education Code, is amended to read as follows:

*Sec. 100.11. BOARD OF REGENTS. (a) The organization, control, and management of East Texas State University and East Texas State University at Texarkana [the university] is vested in a board of nine regents appointed by the governor with the advice and consent of the senate. The [Texarkana campus may not offer freshman or sophomore programs, and the] metroplex commuter program may offer only those programs approved by the Texas Higher Education Coordinating Board[, Texas College and University System] and which are nonduplicative of programs offered in the Dallas educational area. The board of regents may establish different rules for the operation of the facilities and programs in each location.*

*(b) The members hold office for staggered terms of six years, with the terms of three regents expiring on February 15 of each odd-numbered year. The board shall elect a chairman and any other officers from its members to serve at the will of the board.*

*(c) The board has the powers and duties incident to its position and to the same extent as is conferred on the Board of Regents of Texas Woman's University.*

SECTION 3. Sections 100.32, 100.33, 100.34, and 100.36, Education Code, are amended to read as follows:

*Sec. 100.32. DEGREES. The board may award bachelor's, master's, and doctor's degrees and their equivalents, but no department, school, or degree program shall be instituted except with the prior approval of the Texas Higher Education Coordinating Board[, Texas College and University System].*

*Sec. 100.33. DONATIONS, GIFTS, GRANTS, ENDOWMENTS. The board may accept donations, gifts, grants, and endowments for East Texas State University or East Texas State University at Texarkana [the university] to be held in trust and administered by the board for the purposes and under the directions, limitations, and provisions declared in writing in the donation, gift, grant, or endowment, not inconsistent with the laws of the state or with the objectives and proper management of the universities [university].*

*Sec. 100.34. LEASE OF UNIVERSITY PROPERTY. The board may lease any part of the [university's] property of East Texas State University or East Texas State University at*

*Texarkana* to any person, partnership, special partnership, business association, or institution, including governmental entities, for the purpose of permitting the *universities* [~~university~~] to develop *their* [~~its~~] resources to the greatest extent feasible while realizing a maximum economic benefit.

Sec. 100.36. MANAGEMENT OF LANDS. The board has the sole and exclusive management and control of lands set aside and appropriated to or acquired by *East Texas State University or East Texas State University at Texarkana* [~~the university~~]. The board may sell, lease, and otherwise manage, control, and use the lands in any manner and at prices and under terms and conditions the board deems best for the interest of the *universities* [~~university~~]. Land shall not be sold at a price less per acre than that at which the same class of other public land may be sold under the statutes. No grazing lease shall be made for a period of more than 10 years.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 23, 1993, by a non-record vote; passed by the Senate on May 12, 1993: Yeas 31, Nays 0.

Approved May 23, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.