PROPOSED CONSTITUTIONAL AMENDMENTS

H.J.R. 90, § 1

A JOINT RESOLUTION proposing a constitutional amendment providing for the establishment of the Cancer Prevention and Research Institute of Texas and authorizing the issuance of general obligation bonds for the purpose of scientific research of all forms of human cancer.

BE IT RESOLVED BY THE Legislature of the State of Texas:

SECTION 1. Article III, Texas Constitution, is amended by adding Section 67 to read as follows:

Sec. 67. (a) The legislature shall establish the Cancer Prevention and Research Institute of Texas to:

(1) make grants to provide funds to public or private persons to implement the Texas Cancer Plan, and to institutions of learning and to advanced medical research facilities and collaborations in this state for:

(A) research into the causes of and cures for all forms of cancer in humans;

(B) facilities for use in research into the causes of and cures for cancer; and

(C) research, including translational research, to develop therapies, protocols, medical pharmaceuticals, or procedures for the cure or substantial mitigation of all types of cancer in humans;

(2) support institutions of learning and advanced medical research facilities and collaborations in this state in all stages in the process of finding the causes of all types of cancer in humans and developing cures, from laboratory research to clinical trials and including programs to address the problem of access to advanced cancer treatment; and

(3) establish the appropriate standards and oversight bodies to ensure the proper use of funds authorized under this provision for cancer research and facilities development.

(b) The members of the governing body and any other decision-making body of the Cancer Prevention and Research Institute of Texas may serve four-year terms.

(c) The legislature by general law may authorize the Texas Public Finance Authority to provide for, issue, and sell general obligation bonds of the State of Texas on behalf of the Cancer Prevention and Research Institute of Texas in an amount not to exceed $3 billion and to enter into related credit agreements. The Texas Public Finance Authority may not issue more than $300 million in bonds authorized by this subsection in a year. The bonds shall be executed in the form, on the terms, and in the denominations, bear interest, and be issued in installments as prescribed by the Texas Public Finance Authority.

(d) Proceeds from the sale of the bonds shall be deposited in separate funds or accounts, as provided by general law, within the state treasury to be used by the Cancer Prevention and Research Institute of Texas for the purposes of this section.

(e) Notwithstanding any other provision of this constitution, the Cancer Prevention and Research Institute of Texas, which is established in state government, may use the proceeds from bonds issued under Subsection (c) of this section and federal or private grants and gifts to pay for:

(1) grants for cancer research, for research facilities, and for research opportunities in this state to develop therapies, protocols, medical pharmaceuticals, or procedures for the cure or substantial mitigation of all types of cancer in humans;

(2) grants for cancer prevention and control programs in this state to mitigate the incidence of all types of cancer in humans;

(3) the purchase, subject to approval by the Cancer Prevention and Research Institute, of laboratory facilities by or on behalf of a state agency or grant recipient; and

(4) the operation of the Cancer Prevention and Research Institute of Texas.

(f) The bond proceeds may be used to pay the costs of issuing the bonds and any administrative expense related to the bonds.

(g) While any of the bonds or interest on the bonds authorized by this section is outstanding and unpaid, from the first money coming into the state treasury in each fiscal...
year not otherwise appropriated by this constitution, an amount sufficient to pay the
principal of and interest on bonds that mature or become due during the fiscal year and to
make payments that become due under a related credit agreement during the fiscal year is
appropriated, less the amount in the sinking fund at the close of the previous fiscal year.

(h) Bonds issued under this section, after approval by the attorney general, registration by
the comptroller of public accounts, and delivery to the purchasers, are incontestable and are
general obligations of the State of Texas under this constitution.

(i) Before the Cancer Prevention and Research Institute of Texas may make a grant of
any proceeds of the bonds issued under this section, the recipient of the grant must have an
amount of funds equal to one-half the amount of the grant dedicated to the research that is
the subject of the grant request.

(j) The Texas Public Finance Authority shall consider using a business whose principal
place of business is located in the state to issue the bonds authorized by this section and shall
include using a historically underutilized business as defined by general law.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at
an election to be held November 6, 2007. The ballot shall be printed to permit voting for or
against the proposition: “The constitutional amendment requiring the creation of the Cancer
Prevention and Research Institute of Texas and authorizing the issuance of up to $3 billion in
bonds payable from the general revenues of the state for research in Texas to find the causes
of and cures for cancer.”

Passed by the House on May 9, 2007: Yeas 109, Nays 26, 2 present, not voting; the
House concurred in Senate amendments to H.J.R. No. 90 on May 24, 2007: Yeas 116, Nays 26, 1 present, not voting; passed by the Senate, with amendments, on

Filed with the Secretary of State, May 29, 2007.

H.J.R. No. 103

A JOINT RESOLUTION
proposing a constitutional amendment providing for the continuation of the constitutional appropriation
for facilities and other capital items at Angelo State University on a change in the governance of the
university.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. Section 17(b), Article VII, Texas Constitution, is amended to read as follows:

(b) The funds appropriated under Subsection (a) of this section shall be for the use of the
following eligible agencies and institutions of higher education (even though their names may
be changed):

(1) East Texas State University including East Texas State University at Texarkana;
(2) Lamar University including Lamar University at Orange and Lamar University at
Port Arthur;
(3) Midwestern State University;
(4) University of North Texas;
(5) The University of Texas—Pan American including The University of Texas at
Brownsville;
(6) Stephen F. Austin State University;
(7) Texas College of Osteopathic Medicine;
(8) Texas State University System Administration and the following component institu-
tions:

(9) [Angelo State University;]
(40)] Sam Houston State University;
(10) [4-
Southwest Texas State University;

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