



TEXAS HOUSE OF REPRESENTATIVES

Committee on Environmental Regulation

73rd Texas Legislature

Warren Chisum  
Chairman

Robert Saunders  
Vice Chairman

August 3, 1993

The Honorable Dan Morales  
Attorney General of Texas  
P.O. Box 12548  
Austin, Texas 78711

Attention, Opinions Committee

Dear General Morales:

As Chairman of the House Environmental Regulation Committee, I request an opinion to determine if there has been a violation of Article III, Section 52, of the Texas Constitution with the passage of Senate Bill 826.

This bill would authorize a school district to acquire, use and purchase real property under a lease-purchase agreement. Currently, school districts must obtain voter authorization for a bond issue in order to finance real property purchases. It is my understanding that the constitution prohibits a city, county or political subdivision from issuing bonds or otherwise lend its credit without a two-thirds majority of the resident property taxpayers at an election called for that purpose.

Please issue an opinion regarding the constitutionality of SB 826 based on Article III, Section 52, of the Texas Constitution.

I would appreciate your guidance in this matter as soon as possible. If you require any further information, please contact me at 463-0736.

Sincerely,

*Warren Chisum*

Warren Chisum  
Chairman, House Committee on Environmental Regulation

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OPINIONS

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