



**THE ATTORNEY GENERAL
OF TEXAS**

AUSTIN, TEXAS 78711

**JOHN L. HILL
ATTORNEY GENERAL**

May 4, 1973

The Honorable David Finney, Chairman
House State Affairs Committee
P. O. Box 2910
Austin, Texas 78767

Letter Advisory No. 28

Re: The constitutionality
of Senate Bill 83 relating
to the authority of the State
Board of Control to serve
as purchasing agent for
state-supported junior and
community colleges.

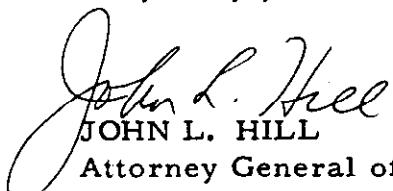
Dear Representative Finney:

On behalf of the State Affairs Committee you have submitted Senate Bill No. 83 to us for our opinion as to its constitutionality without designating any particular area of concern.

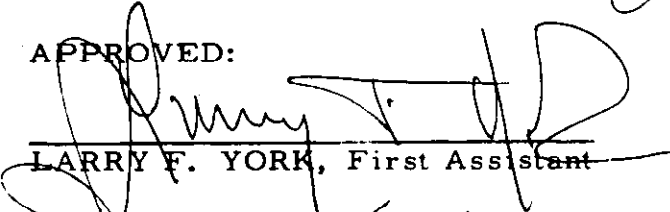
Senate Bill 83 provides that the State Board of Control may enter into agreements with the governing boards of state-supported junior and community college districts to serve as purchasing agent for various supplies, materials, services and equipment required by those districts. It shall have authority to establish rules, regulations, and procedures for those purchase transactions through the Board of Control. The Act specifically is made permissive and not mandatory upon the junior and community college districts.

We have generally examined the bill and its contents. It is our opinion that Senate Bill No. 83, if enacted, would be constitutional and valid.

Very truly yours,


JOHN L. HILL
Attorney General of Texas

APPROVED:


LARRY F. YORK, First Assistant


DAVID M. KENDALL, Chairman
Opinion Committee