

11.500 System or Institution Action Affecting Private Real Property Rights

11.501 Applicability. Institutions are prohibited from engaging in action that constitutes a taking as defined by Texas Government Code §2007.002, without first obtaining approval of the System. Regents Rule 11.500 shall apply when the System or the Institutions engage in an action that constitutes a taking as defined by Texas Government Code §2007.002, if Chapter 2007 of the Texas Government Code is applicable to the action.

11.502 Responsibility. All activities involving System, System Administration, or Institution action under Regents Rule 11.500 must be coordinated with the Office of Vice Chancellor for Strategic Infrastructure. The Vice Chancellor for Strategic Infrastructure shall ensure that such activities comply with the requirements set forth in Chapter 2007, Subchapter C of the Texas Government Code; System, System Administration, and Institution policies; and these Regents Rules.

11.503 Approval Required.

1. Prior Administrative Approval. The Chancellor, the President of the Institution taking action, if applicable, and the Vice Chancellor for Strategic Infrastructure must approve an action before it is submitted to the Board for approval.
2. Board Approval. Board approval must be obtained prior to taking final action that constitutes a taking under Texas Government Code §2007.002 and that is reasonably anticipated to incur a cost of \$1,000,000 or more by the System, System Administration or an Institution.

11.504 Takings Impact Assessment. A takings impact assessment shall be conducted when required by Texas Government Code §2007.043, and in compliance with the evaluation guidelines developed by the Attorney General, to ensure the private real property implications of an action are considered by the Board.

Revised: May 15, 2013 (editorial), August 28, 2015, August 15, 2024