

1-1 By: Wentworth S.B. No. 1230
1-2 (In the Senate - Filed March 12, 2003; March 19, 2003, read
1-3 first time and referred to Subcommittee on Higher Education;
1-4 May 1, 2003, reported to Committee on Education; May 6, 2003,
1-5 reported adversely, with favorable Committee Substitute by the
1-6 following vote: Yeas 6, Nays 0; May 6, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1230 By: Averitt

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to authorizing an environmental service fee at Southwest
1-11 Texas State University.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter E, Chapter 54, Education Code, is
1-14 amended by adding Section 54.5111 to read as follows:

1-15 Sec. 54.5111. ENVIRONMENTAL SERVICE FEE; SOUTHWEST TEXAS
1-16 STATE UNIVERSITY. (a) The board of regents of the Texas State
1-17 University System may charge each student enrolled at Southwest
1-18 Texas State University an environmental service fee in an initial
1-19 amount not to exceed \$1 per semester of the regular term or term of
1-20 the summer session. The fee may not be imposed unless approved by a
1-21 majority vote of the students at the university voting in an
1-22 election held for that purpose at the same time and using the same
1-23 ballot as a student government election.

1-24 (b) Not more than once in an academic year, the board of
1-25 regents may increase the amount of the fee authorized by this
1-26 section to cover increased operating costs of environmental
1-27 services funded from revenue from the fee. The board may not
1-28 increase the amount of the fee unless the increase is approved by a
1-29 majority vote of the students at the university voting in an
1-30 election held for that purpose in which at least 1,000 students at
1-31 the university cast ballots and that is held at the same time and
1-32 using the same ballot as a student government election. The total
1-33 amount of the increased fee may not exceed:

1-34 (1) \$6 per student for each regular semester or for
1-35 each term of the summer session not covered by Subdivision (2); or

1-36 (2) \$3 per student for each six-week or shorter term of
1-37 the summer session.

1-38 (c) A fee imposed under this section may be used only to
1-39 provide environmental improvements at the university through
1-40 services such as recycling, transportation, employment, product
1-41 purchasing, matching funds for grants, planning and maintenance,
1-42 and irrigation.

1-43 (d) The university may not use revenue from the fee imposed
1-44 under this section to reduce or replace other money allocated by the
1-45 university for environmental projects.

1-46 (e) The university shall retain any fee revenue that exceeds
1-47 the amount necessary to cover current operating expenses for
1-48 environmental services and any interest generated from that
1-49 revenue. The university may use the excess revenue and interest
1-50 generated from that revenue only for the purposes provided by
1-51 Subsection (c).

1-52 SECTION 2. This Act applies beginning with the 2003 fall
1-53 semester.

1-54 SECTION 3. This Act takes effect immediately if it receives
1-55 a vote of two-thirds of all the members elected to each house, as
1-56 provided by Section 39, Article III, Texas Constitution. If this
1-57 Act does not receive the vote necessary for immediate effect, this
1-58 Act takes effect September 1, 2003.

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