

Amend **CSSB 1** (House Committee Printing) in Article III of the bill, in the Special Provisions Relating Only to State Agencies of Higher Education, by adding the following appropriately numbered section:

Sec. \_\_\_\_\_. Limitation on Expenditure of Appropriated Tuition and Fees. (a) An institution of higher education may not expend any revenue appropriated by this Act derived from tuition and compulsory fees charged to any student of the institution for any academic period of the 2005-2006 academic year to the extent that the amount of that revenue derived from that student exceeds 103 percent of the total amount of such tuition and compulsory fees that a similarly situated student would have paid for the corresponding academic period of the 2004-2005 academic year.

(b) An institution of higher education may not expend any revenue appropriated by this Act derived from tuition and compulsory fees charged to any student of the institution for any academic period of the 2006-2007 academic year to the extent that the amount of that revenue derived from that student exceeds 106 percent of the total amount of such tuition and compulsory fees that a similarly situated student would have paid for the corresponding academic period of the 2004-2005 academic year.

(c) For purposes of this section, students are similarly situated if they share the same residency status, degree program, course load, course level, tuition exemption status, and other circumstances affecting the tuition and compulsory fees charged to the student.

(d) This section applies only to increased revenue received on a per student basis. This section does not restrict the expenditure of increased revenue to the extent that the increase in revenue is due to an increase in the number of students.