

Representative Kolkhorst offered the following amendment to **SBi1227**:

Amend **SB 1227** on third reading as follows:

(1)iiAdd the following appropriately numbered SECTIONS to the bill:

SECTIONi\_\_iiSection 56.301, Education Code, is amended to read as follows:

Sec.i56.301.iiDEFINITIONS. In this subchapter:

(1)ii"Coordinating board" means the Texas Higher Education Coordinating Board.

(2)ii"Eligible institution" means[~~—~~

~~[(A)]ii~~an institution of higher education that offers one or more undergraduate degree or certification programs[~~—~~

~~[(B)]ii~~a ~~private or independent institution of higher education~~].

(3)ii"Public junior college" [~~"Private or independent institution of higher education," "public junior college,"~~] and "public technical institute" have the meanings assigned by Section 61.003.

SECTIONi\_\_iiSubsection (b), Section 56.302, Education Code, is amended to read as follows:

(b)iiThe purpose of this subchapter is to provide a grant of money to enable eligible students to attend public [~~and private~~] institutions of higher education in this state.

SECTIONi\_\_iiSubchapter M, Chapter 56, Education Code, is amended by adding Section 56.3021 to read as follows:

Sec.i56.3021.iiSTUDENTS ENROLLED IN PRIVATE OR

INDEPENDENT INSTITUTIONS: LIMITED ELIGIBILITY FOR GRANT. (a)

Notwithstanding any other provision of this subchapter, a student who was initially awarded a TEXAS grant under this subchapter to pay the costs of enrollment in a private or independent institution of higher education for the 2005 fall semester or an earlier academic period may continue to receive grants under this subchapter while enrolled in a private or independent institution of higher education if the student is otherwise eligible to receive a grant under this subchapter.

(b)iiFor purposes of determining the eligibility of a student to continue to receive a grant under this section, a reference in this subchapter to an eligible institution includes a private or independent institution of higher education.

(c)iiThe amount of a TEXAS grant under this section for a student enrolled full-time at a private or independent institution of higher education is the amount determined by the coordinating board as the average statewide amount of tuition and required fees that a resident student enrolled full-time in a baccalaureate degree program would be charged for that semester or term at general academic teaching institutions.

(d)iiNotwithstanding Subsection (c) or other law, the total amount of financial aid that a student enrolled in a private or independent institution of higher education is eligible to receive in a state fiscal year from TEXAS grants awarded under this section may not exceed the maximum amount the student may receive in tuition equalization grants in that fiscal year as determined under Subchapter F, Chapter 61.

(e)iiNotwithstanding Subsection (c) or other law, a student enrolled in a private or independent institution of higher education may not receive a TEXAS grant under this section and a tuition equalization grant under Subchapter F, Chapter 61, for the same semester or other term, regardless of whether the student is otherwise eligible for both grants during that semester or term. A student who but for this subsection would be awarded both a TEXAS grant and a tuition equalization grant for the same semester or other term is entitled to receive only the grant of the greater amount.

(f)iiThis section expires September 1, 2015.

(2)iiIn the SECTION of the bill that amends Section 56.304, Education Code, strike amended Subsection (a), Section 56.304, Education Code, and substitute the following:

(a)iiTo be eligible initially for a TEXAS grant, a person must:

(1)ii**be** a resident of this state as determined by coordinating board rules;

(2)ii**meet** either of the following academic requirements:

(A)ii**be** a graduate of a public or [~~accredited~~] private high school, including a home school, in this state who graduated not earlier than the 1998-1999 school year and who completed the recommended or advanced high school curriculum established under Section 28.002 or 28.025 or its equivalent; or

(B)ii**have** received an associate degree from a public or private [~~an~~ ~~eligible~~] institution of higher education not earlier than May 1, 2001;

(3)ii**meet** financial need requirements as defined by the coordinating board;

(4)ii**be** enrolled in an undergraduate degree or certificate program at an eligible institution;

(5)ii**be** enrolled as:

(A)ii**an** entering undergraduate student for at least three-fourths of a full course load for an entering undergraduate student, as determined by the coordinating board, not later than the 16th month after the date of the person's graduation from high school; or

(B)ii**an** entering student for at least three-fourths of a full course load for an undergraduate student as determined by the coordinating board, not later than the 12th month after the month the person receives an associate degree from a public or private [~~an eligible~~] institution of higher education;

(6)ii**have** applied for any available financial aid or assistance; and

(7)ii**comply** with any additional nonacademic requirement adopted by the coordinating board under this subchapter.

(3)iiIn the SECTION of the bill that amends Section 56.305, Education Code, in Paragraph (B), Subdivision (2), of amended Subsection (e), Section 56.305, Education Code, between "attempted at" and "institutions", insert "public or private".

(4)iiIn the SECTION of the bill that amends Section 56.305, Education Code, in proposed Paragraph (B), Subdivision (2), Subsection (e-1), Section 56.305, Education Code, between "attempted at" and "institutions", insert "public or private".

(5)iiIn the recital to the SECTION of the bill that amends Section

56.307, Education Code, strike "Subsections (b)" and substitute "Subsections (a)".

(6)iiIn SECTION of the bill that amends Section 56.307, Education Code, strike amended Subsection (b), Section 56.307, Education Code, and substitute the following:

(a)iiThe amount of a TEXAS grant for a semester or term for a person enrolled full-time at an eligible institution other than an institution covered by Subsection ~~[(b)]~~ (c)~~[-]~~ or (d) is the amount determined by the coordinating board as the average statewide amount of tuition and required fees that a resident student enrolled full-time in a baccalaureate degree program would be charged for that semester or term at general academic teaching institutions.

(7)iiStrike the SECTION of the bill that adds Section 56.3071, Education Code.

(8)iiIn the SECTION of the bill that adds Section 61.2251, Education Code, following proposed Subsection (e), Section 61.2251, Education Code, insert the following:

(f)iiIf a person fails to meet any of the requirements of Subsection (c) after the completion of any semester or term, the person may not receive a tuition equalization grant during the next semester or term in which the person enrolls. A person may become eligible to receive a tuition equalization grant in a subsequent semester or term if the person:

(1)iiCompletes a semester or term during which the student is not eligible for a tuition equalization grant; and

(2)iiMeets all the requirements of Subsection (c).

(9)iiIn the SECTION of the bill that adds Subsection (d), Section 61.227, Education Code, strike proposed Subsection (d), Section 61.227, Education Code, and substitute the following:

(d)iiNotwithstanding any restrictions provided by Subsection (c) on the amount of a grant, a tuition equalization grant for an academic period for a student who establishes exceptional financial need in accordance with the procedures and rules of the coordinating board may be certified by the coordinating board in an amount not to exceed 150 percent of the amount of the grant that the student would otherwise have been awarded for that period under the other provisions of this section.

(10)iiAdd the following appropriately numbered SECTION to the bill:

SECTIONi\_\_iiSubsection (b), Section 56.307, Education Code, is repealed.

(11)iiRenumber other SECTIONS of the bill accordingly.