

By: Miller

H.B. No. 1102

Substitute the following for H.B. No. 1102:

By: Dawson

C.S.H.B. No. 1102

A BILL TO BE ENTITLED

AN ACT

1 relating to certain student fees at Tarleton State University.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

3 SECTION 1. Section 54.521(e), Education Code, is amended to  
4 read as follows:

5  
6 (e) The fee authorized by this section may not be increased  
7 from one academic year to the next unless the increase has been  
8 approved by a majority vote of the students at the affected  
9 institution participating in a general election called for that  
10 purpose, except that at Tarleton State University the fee may be  
11 increased by not more than 10 percent from one academic year to the  
12 next without holding an election. The fee may not exceed the  
13 maximum amounts provided by Subsection (a).

14 SECTION 2. Section 54.539(c), Education Code, is amended to  
15 read as follows:

16 (c) The fee authorized by this section may not be increased  
17 from one academic year to the next unless the increase has been  
18 approved by a majority vote of the students at the affected  
19 institution participating in a general election called for that  
20 purpose, except that at Tarleton State University the fee may be  
21 increased by not more than 10 percent from one academic year to the  
22 next without holding an election. The fee may not exceed the  
23 maximum amounts provided by Subsection (a).

24 SECTION 3. Subchapter E, Chapter 54, Education Code, is

1 amended by adding Section 54.5394 to read as follows:

2 Sec. 54.5394. INTERCOLLEGIATE ATHLETICS FEE: TARLETON  
3 STATE UNIVERSITY. (a) The board of regents of The Texas A&M  
4 University System may impose an intercollegiate athletics fee on  
5 each student enrolled at Tarleton State University in an amount not  
6 to exceed \$10 per semester credit hour.

7 (b) The amount of the fee imposed on a student in a semester  
8 or session may not exceed the amount of the fee imposed on a student  
9 enrolled in 13 semester credit hours during the same semester or  
10 session.

11 (c) The fee may not be imposed unless approved by a majority  
12 vote of the students of the university participating in a general  
13 student election held for that purpose.

14 (d) The amount of the fee per semester credit hour may be  
15 increased from one academic year to the next only if approved by a  
16 majority vote of the legislative body of the student government of  
17 the university. If the amount of the increase exceeds five percent,  
18 the increase must also be approved by a majority vote of the  
19 students of the university participating in a general student  
20 election held for that purpose.

21 (e) A fee imposed under this section may be used to develop  
22 and maintain an intercollegiate athletics program at the  
23 university.

24 (f) A fee imposed under this section is in addition to any  
25 other fee authorized by law and may not be considered in determining  
26 the maximum amount of student services fees that may be imposed  
27 under Section 54.503.

1           SECTION 4. This Act applies beginning with the 2005 fall  
2 semester.

3           SECTION 5. This Act takes effect immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2005.