

1-1 By: Miller (Senate Sponsor - Fraser) H.B. No. 1102  
1-2 (In the Senate - Received from the House May 16, 2005;  
1-3 May 17, 2005, read first time and referred to Committee on  
1-4 Education; May 20, 2005, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to certain student fees at Tarleton State University.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 54.521(e), Education Code, is amended to  
1-11 read as follows:

1-12 (e) The fee authorized by this section may not be increased  
1-13 from one academic year to the next unless the increase has been  
1-14 approved by a majority vote of the students at the affected  
1-15 institution participating in a general election called for that  
1-16 purpose, except that at Tarleton State University the fee may be  
1-17 increased by not more than 10 percent from one academic year to the  
1-18 next without holding an election. The fee may not exceed the  
1-19 maximum amounts provided by Subsection (a).

1-20 SECTION 2. Section 54.539(c), Education Code, is amended to  
1-21 read as follows:

1-22 (c) The fee authorized by this section may not be increased  
1-23 from one academic year to the next unless the increase has been  
1-24 approved by a majority vote of the students at the affected  
1-25 institution participating in a general election called for that  
1-26 purpose, except that at Tarleton State University the fee may be  
1-27 increased by not more than 10 percent from one academic year to the  
1-28 next without holding an election. The fee may not exceed the  
1-29 maximum amounts provided by Subsection (a).

1-30 SECTION 3. Subchapter E, Chapter 54, Education Code, is  
1-31 amended by adding Section 54.5394 to read as follows:

1-32 Sec. 54.5394. INTERCOLLEGIATE ATHLETICS FEE: TARLETON  
1-33 STATE UNIVERSITY. (a) The board of regents of The Texas A&M  
1-34 University System may impose an intercollegiate athletics fee on  
1-35 each student enrolled at Tarleton State University in an amount not  
1-36 to exceed \$10 per semester credit hour.

1-37 (b) The amount of the fee imposed on a student in a semester  
1-38 or session may not exceed the amount of the fee imposed on a student  
1-39 enrolled in 13 semester credit hours during the same semester or  
1-40 session.

1-41 (c) The fee may not be imposed unless approved by a majority  
1-42 vote of the students of the university participating in a general  
1-43 student election held for that purpose.

1-44 (d) The amount of the fee per semester credit hour may be  
1-45 increased from one academic year to the next only if approved by a  
1-46 majority vote of the legislative body of the student government of  
1-47 the university. If the amount of the increase exceeds five percent,  
1-48 the increase must also be approved by a majority vote of the  
1-49 students of the university participating in a general student  
1-50 election held for that purpose.

1-51 (e) A fee imposed under this section may be used to develop  
1-52 and maintain an intercollegiate athletics program at the  
1-53 university.

1-54 (f) A fee imposed under this section is in addition to any  
1-55 other fee authorized by law and may not be considered in determining  
1-56 the maximum amount of student services fees that may be imposed  
1-57 under Section 54.503.

1-58 SECTION 4. This Act applies beginning with the 2005 fall  
1-59 semester.

1-60 SECTION 5. This Act takes effect immediately if it receives  
1-61 a vote of two-thirds of all the members elected to each house, as  
1-62 provided by Section 39, Article III, Texas Constitution. If this  
1-63 Act does not receive the vote necessary for immediate effect, this  
1-64 Act takes effect September 1, 2005.

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