

By: Branch

H.B. No. 2162

A BILL TO BE ENTITLED

AN ACT

relating to hospital and clinic fees collected by certain public medical schools.

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

SECTION 1. Section 51.009, Education Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) Each of the following shall be accounted for as educational and general funds:

(1) net tuition, special course fees charged under Sections 54.051(e) and (l), Education Code, lab fees, student teaching fees, ~~[hospital and clinic fees,~~] organized activity fees, proceeds from the sale of educational and general equipment, and indirect cost recovery fees; and

(2) hospital and clinic fees received by a state-owned clinical care facility that is operated using general revenue fund appropriations.

(d) Hospital and clinic fees received by a clinical care facility, other than a facility described by Subsection (c)(2), that is administered by an institution of higher education may not be treated as a source of financing from outside general revenue fund appropriations in reference to a requirement in the General Appropriations Act that salaries, wages, and benefits of the employees of the institution be paid in proportion to the source of

1 the funds from which the salary, wages, and benefits are paid.

2 SECTION 2. Section 51.009, Education Code, as amended by
3 this Act, applies to fees collected on or after the effective date
4 of this Act. A fee collected before that date is governed by the law
5 in effect when the fee is collected, and that law is continued in
6 effect for that purpose.

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