

1-1 By: Quintanilla (Senate Sponsor - Shapleigh) H.B. No. 2212
1-2 (In the Senate - Received from the House April 11, 2005;
1-3 April 12, 2005, read first time and referred to Subcommittee on
1-4 Higher Education; May 19, 2005, reported favorably to Committee on
1-5 Education; May 23, 2005, reported adversely, with favorable
1-6 Committee Substitute from Committee on Education by the following
1-7 vote: Yeas 7, Nays 0; May 23, 2005, sent to printer.)

1-8 COMMITTEE SUBSTITUTE FOR H.B. No. 2212 By: Van de Putte

1-9 A BILL TO BE ENTITLED
1-10 AN ACT

1-11 relating to the student union fee at The University of Texas at El
1-12 Paso.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 54.535, Education Code, is amended to
1-15 read as follows:

1-16 Sec. 54.535. STUDENT UNION FEE; THE UNIVERSITY OF TEXAS AT
1-17 EL PASO. (a) The board of regents of The University of Texas System
1-18 may impose [~~levy~~] a student union fee not to exceed \$30 per student
1-19 for each regular semester or each summer session of six weeks or
1-20 more, and not to exceed \$15 per student for each summer session of
1-21 less than six weeks, for the sole purpose of financing,
1-22 constructing, operating, maintaining, and improving a student
1-23 union building for The University of Texas at El Paso. The maximum
1-24 amount of the fee that may be charged per student for each regular
1-25 semester or each summer session may be increased to an amount not to
1-26 exceed \$50 if that maximum amount is approved by a two-thirds vote
1-27 of those students participating in a general student election
1-28 called at the university for that purpose. The election may be held
1-29 at the same time as an election under Subsection (b) to increase the
1-30 amount of the fee charged.

1-31 (b) Subject to the limits provided by Subsection (a), the
1-32 board of regents may increase the amount of the student union fee
1-33 charged to a student in order to provide sufficient funds to support
1-34 the operation of the student union building. The amount of the
1-35 student union fee charged may not be increased from one academic
1-36 year to the next by more than \$3 per student for a regular semester
1-37 or summer session of six weeks or more, or by more than \$1.50 per
1-38 student for a summer session of less than six weeks, unless the
1-39 increase is approved by a two-thirds vote of those students
1-40 participating in a general student election called at the
1-41 university for that purpose.

1-42 (c) A student union fee imposed under this section is in
1-43 addition to any other fee the board of regents is authorized by law
1-44 to impose and may not be considered in determining the maximum
1-45 amount of student services fees that may be imposed under Section
1-46 54.503 [; provided, however, that the fee may not be increased above
1-47 \$15 per student for each regular semester or each summer session of
1-48 six weeks or more and \$7.50 per student for each summer session of
1-49 less than six weeks unless the increase is approved by a majority
1-50 vote of those students participating in a general election. The
1-51 fees herein authorized to be levied are in addition to any use or
1-52 service fee now or hereafter authorized to be levied.

1-53 ~~[(b) Such fees shall be deposited to an account known as The~~
1-54 ~~University of Texas at El Paso student union fee account and shall~~
1-55 ~~be placed under the control of and subject to the order of the~~
1-56 ~~Student Union Advisory Committee. The committee shall annually~~
1-57 ~~submit to the president of The University of Texas at El Paso a~~
1-58 ~~complete and itemized budget to be accompanied by a full and~~
1-59 ~~complete report of all activities conducted during the past year~~
1-60 ~~and all expenditures made incident thereto. The president shall~~
1-61 ~~submit the budget to the board of regents as part of the~~
1-62 ~~institutional budget. The board of regents shall make such changes~~
1-63 ~~in the budget as it deems necessary before approving the budget, and~~

2-1 ~~shall then levy the fees, within the limits herein fixed, in such~~
2-2 ~~amounts as will be sufficient to meet the budgetary needs of the~~
2-3 ~~student union building].~~

2-4 SECTION 2. The changes in law made by this Act apply
2-5 beginning with fees imposed for the 2005 fall semester.

2-6 SECTION 3. This Act takes effect immediately if it receives
2-7 a vote of two-thirds of all the members elected to each house, as
2-8 provided by Section 39, Article III, Texas Constitution. If this
2-9 Act does not receive the vote necessary for immediate effect, this
2-10 Act takes effect September 1, 2005.

2-11 * * * * *