

AN ACT

relating to the recreational facility fee at The University of Texas at El Paso.

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

SECTION 1. Section 54.541, Education Code, is amended by amending Subsections (a) and (c) and adding Subsections (a-1) and (a-2) to read as follows:

(a) The board of regents of The University of Texas System may charge each student enrolled at The University of Texas at El Paso a recreational facility fee [~~not to exceed \$12 per student per semester or summer session~~]. The fee may be used only for financing, constructing, operating, maintaining, and improving new and existing recreational sports facilities and programs at The University of Texas at El Paso.

(a-1) A fee imposed under this section may not exceed:

(1) \$70 per student for a term or semester of 10 weeks or longer; or

(2) \$50 per student for any other term or semester.

(a-2) Notwithstanding Subsection (a-1), for a term or semester before the 2009 fall semester, a fee imposed under this section may not exceed \$20 per student for a semester or summer session. This subsection expires September 1, 2009.

(c) The recreational facility fee may not be increased [~~levied~~] unless the amount of the increase [~~fee~~] is approved [~~and~~

1 ~~the amount of the fee is set]~~ by a majority vote of those students
2 participating in a general student election called at The
3 University of Texas at El Paso for that purpose.

4 SECTION 2. The change in law made by this Act applies to
5 fees charged beginning with the 2007 fall semester. A fee charged
6 for a term or semester before the 2007 fall semester is covered by
7 the law in effect immediately before the effective date of this Act,
8 and the former law is continued in effect for that purpose.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 868 was passed by the House on April 27, 2007, by the following vote: Yeas 133, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 868 was passed by the Senate on May 22, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor