

1-1 By: Haggerty (Senate Sponsor - Shapleigh) H.B. No. 868  
1-2 (In the Senate - Received from the House April 30, 2007;  
1-3 May 2, 2007, read first time and referred to Subcommittee on Higher  
1-4 Education; May 10, 2007, reported favorably from Committee on  
1-5 Education by the following vote: Yeas 7, Nays 0; May 10, 2007,  
1-6 sent to printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to the recreational facility fee at The University of  
1-10 Texas at El Paso.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 54.541, Education Code, is amended by  
1-13 amending Subsections (a) and (c) and adding Subsections (a-1) and  
1-14 (a-2) to read as follows:

1-15 (a) The board of regents of The University of Texas System  
1-16 may charge each student enrolled at The University of Texas at El  
1-17 Paso a recreational facility fee [~~not to exceed \$12 per student per~~  
1-18 ~~semester or summer session~~]. The fee may be used only for financing,  
1-19 constructing, operating, maintaining, and improving new and  
1-20 existing recreational sports facilities and programs at The  
1-21 University of Texas at El Paso.

1-22 (a-1) A fee imposed under this section may not exceed:

1-23 (1) \$70 per student for a term or semester of 10 weeks  
1-24 or longer; or

1-25 (2) \$50 per student for any other term or semester.

1-26 (a-2) Notwithstanding Subsection (a-1), for a term or  
1-27 semester before the 2009 fall semester, a fee imposed under this  
1-28 section may not exceed \$20 per student for a semester or summer  
1-29 session. This subsection expires September 1, 2009.

1-30 (c) The recreational facility fee may not be increased  
1-31 [levied] unless the amount of the increase [fee] is approved [and  
1-32 the amount of the fee is set] by a majority vote of those students  
1-33 participating in a general student election called at The  
1-34 University of Texas at El Paso for that purpose.

1-35 SECTION 2. The change in law made by this Act applies to  
1-36 fees charged beginning with the 2007 fall semester. A fee charged  
1-37 for a term or semester before the 2007 fall semester is covered by  
1-38 the law in effect immediately before the effective date of this Act,  
1-39 and the former law is continued in effect for that purpose.

1-40 SECTION 3. This Act takes effect immediately if it receives  
1-41 a vote of two-thirds of all the members elected to each house, as  
1-42 provided by Section 39, Article III, Texas Constitution. If this  
1-43 Act does not receive the vote necessary for immediate effect, this  
1-44 Act takes effect September 1, 2007.

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