

By: Crownover

H.B. No. 902

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a student fitness and recreational fee at Texas Woman's
3 University.

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

5 SECTION 1. Subchapter E, Chapter 54, Education Code, is
6 amended by adding Section 54.5251 to read as follows:

7 Sec. 54.5251. STUDENT FITNESS AND RECREATIONAL FEE; TEXAS
8 WOMAN'S UNIVERSITY. (a) The board of regents of Texas Woman's
9 University may charge each student enrolled at the university a
10 student fitness and recreational fee in an amount not to exceed:

11 (1) \$125 for each regular semester or each summer
12 session of more than six weeks; or

13 (2) \$62.50 for each summer session of six weeks or
14 less.

15 (b) The fee may be used only for financing, constructing,
16 operating, maintaining, or improving a fitness or recreational
17 facility or for operating a fitness or recreational program at the
18 university.

19 (c) The amount of the fee may not be increased by more than
20 10 percent from one academic year to the next unless the increase
21 has been approved by a majority vote of the students enrolled at the
22 university who participate in a general student election called for
23 that purpose.

24 (d) The chief fiscal officer of the university shall collect

1 the fee and shall deposit the revenue from the fee in an account to
2 be known as the student fitness and recreational account.

3 (e) The fee is not considered in determining the maximum
4 amount of student services fees that may be charged under Section
5 54.503.

6 (f) The board may permit a person who is not enrolled at the
7 university to use a facility financed with revenue from the fee
8 imposed under this section only if:

9 (1) the person's use will not materially interfere
10 with use of the facility by students of the university;

11 (2) the person is charged a fee in an amount that is
12 not less than the amount of the student fee or the total amount of
13 the direct and indirect costs to the university of providing for the
14 person's use, except that a charge under this subdivision may not be
15 imposed on a person who uses the facility under an existing lifetime
16 contract with the university for the use of fitness and
17 recreational facilities; and

18 (3) the person's use will not materially increase the
19 potential liability of the university.

20 SECTION 2. The change in law made by this Act applies only
21 to fees imposed for a semester or term that begins on or after the
22 effective date of this Act.

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