

By: Van de Putte, et al.

S.B. No. 516

Substitute the following for S.B. No. 516:

By: Noriega

C.S.S.B. No. 516

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to allowing certain military personnel to receive certain  
3 federal and state higher education benefits concurrently.

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

5 SECTION 1. Section 54.203, Education Code, is amended by  
6 amending Subsection (e) and adding Subsection (e-1) to read as  
7 follows:

8 (e) The exemption from fees provided for in Subsection (a)  
9 ~~[of this section]~~ does not apply to a person who ~~[if]~~ at the time of  
10 ~~[his]~~ registration ~~[he]~~ is entitled to receive ~~[eligible for]~~  
11 educational benefits under federal legislation ~~[in effect at the~~  
12 ~~time of his registration]~~ if the value of those benefits received in  
13 a semester or other term is equal to or exceeds the value of the  
14 exemption for the same semester or other term. If the value of  
15 federal benefits received in a semester or other term does not equal  
16 or exceed the value of the exemption for the same semester or other  
17 term, ~~[except that]~~ the person ~~[must first utilize the federal~~  
18 ~~benefit for which he]~~ is entitled to receive both the federal  
19 benefit and the exemption in the same semester or other term. The  
20 ~~[eligible and the]~~ combined amount of the federal benefit plus the  
21 amount of the exemption received in a semester or other term may  
22 ~~[this waiver shall]~~ not exceed the cost of tuition and fees for that  
23 semester or other term ~~[maximum value of the waiver]~~. A person is  
24 covered by the exemption ~~[exemptions]~~ if the person's ~~[his]~~ right

1 to benefits under federal legislation is extinguished at the time  
2 of the person's [~~his~~] registration, except that a person may [~~is~~]  
3 not receive [~~eligible for~~] an exemption from fees under this  
4 section if the person's right to benefits under federal legislation  
5 is extinguished because the person is in default of repayment of a  
6 loan made to the person under a federal program to provide or  
7 guarantee loans for educational purposes.

8 (e-1) A person may [~~is~~] not receive an [~~eligible for the~~]  
9 exemption under this section if the person is in default on a loan  
10 made or guaranteed for educational purposes by the State of Texas.

11 SECTION 2. The change in law made by this Act applies  
12 beginning with tuition and fees for the 2007 fall semester. Tuition  
13 and fees for a term or semester before the 2007 fall semester are  
14 covered by the law in effect immediately before the effective date  
15 of this Act, and the former law is continued in effect for that  
16 purpose.

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