

1-1 By: Zaffirini S.B. No. 1233
1-2 (In the Senate - Filed March 6, 2007; March 14, 2007, read
1-3 first time and referred to Subcommittee on Higher Education;
1-4 April 4, 2007, reported favorably from Committee on Education by
1-5 the following vote: Yeas 8, Nays 0; April 4, 2007, sent to
1-6 printer.)

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

1-9 relating to the general property deposit paid by a student to a
1-10 public institution of higher education.

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

1-12 SECTION 1. Subsection (a), Section 54.502, Education Code,
1-13 is amended to read as follows:

1-14 (a) An institution of higher education may collect a
1-15 reasonable deposit in an amount not to exceed \$100 from each student
1-16 to insure the institution against any losses, damages, and breakage
1-17 for which the student is responsible and to cover any other amounts
1-18 owed by the student to the institution [in libraries and
1-19 laboratories]. The institution shall return to the student the
1-20 deposit, less any such amounts owed to the institution by the
1-21 student. The deposit must be returned within a reasonable period
1-22 after the date of the student's withdrawal or graduation from the
1-23 institution, not to exceed 180 days, that provides the institution
1-24 with sufficient time to identify all amounts owed and to determine
1-25 that the student does not intend to enroll at the institution in the
1-26 semester or summer session immediately following the student's
1-27 withdrawal or graduation or, if the student withdraws or graduates
1-28 in the spring semester, in the next fall semester [The deposit
1-29 shall be returned on the withdrawal or graduation of a student, less
1-30 an amount necessary to cover any loss, damage, or breakage caused by
1-31 the student].

1-32 SECTION 2. This Act takes effect immediately if it receives
1-33 a vote of two-thirds of all the members elected to each house, as
1-34 provided by Section 39, Article III, Texas Constitution. If this
1-35 Act does not receive the vote necessary for immediate effect, this
1-36 Act takes effect September 1, 2007.

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