

SENATE AMENDMENTS

2nd Printing

By: Lucio III

H.B. No. 1505

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a fee to support intercollegiate athletics at The
3 University of Texas at Brownsville.

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 54.551 to read as follows:

7 Sec. 54.551. INTERCOLLEGIATE ATHLETICS FEE; THE UNIVERSITY
8 OF TEXAS AT BROWNSVILLE. (a) Except as otherwise provided by
9 Subsection (f), the board of regents of The University of Texas
10 System may impose on each student enrolled at The University of
11 Texas at Brownsville an intercollegiate athletics fee in an amount
12 not to exceed \$7 per semester credit hour.

13 (a-1) Notwithstanding any other provision of this section,
14 the maximum fee that may be imposed under this section for the
15 2008-2009 academic year is \$5 per semester credit hour, and the
16 maximum fee that may be imposed under this section for the 2009-2010
17 academic year is \$6 per semester credit hour. This subsection
18 expires January 1, 2011.

19 (b) The board shall deposit revenue from the fee to the
20 credit of an account known as The University of Texas at Brownsville
21 intercollegiate athletics fee account. Money in the account shall
22 be used in accordance with the terms of the partnership agreements
23 entered into between The University of Texas at Brownsville and
24 Texas Southmost College under Section 78.02.

1 (c) The board may not increase the amount of the fee by more
2 than 10 percent from one academic year to the next unless the amount
3 of the increase is approved by:

4 (1) a majority vote of the students participating in a
5 general student election held at the university for that purpose;
6 and

7 (2) a majority of the members of the legislative body
8 of the student government of the university.

9 (d) A fee imposed under this section is in addition to any
10 other fee the board is authorized by law to impose.

11 (e) Subject to the limitations of this section on the amount
12 of the fee and any increase in the amount of the fee, the fee imposed
13 under this section must be in the same amount as the intercollegiate
14 athletics fee charged a student at Texas Southmost College by the
15 board of trustees of Southmost Union Junior College District. A
16 student attending either or both institutions may be charged an
17 intercollegiate athletics fee by only one of the institutions.

18 (f) The board may not impose the fee authorized by this
19 section on a student who is enrolled solely in online courses at the
20 university.

21 SECTION 2. This Act applies beginning with the 2008 fall
22 semester.

23 SECTION 3. This Act takes effect August 1, 2008.

ADOPTED

MAY 03 2007

Lotay Spaw
Secretary of the Senate

By: *Idore Lucio, Jr*

H.B. No. 1505

Substitute the following for H.B. No. 1505.

By: *[Signature]*

C.S. H.B. No. 1505

A BILL TO BE ENTITLED

AN ACT

relating to a fee to support intercollegiate athletics at The University of Texas at Brownsville.

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

SECTION 1. Subchapter E, Chapter 54, Education Code, is amended by adding Section 54.551 to read as follows:

Sec. 54.551. INTERCOLLEGIATE ATHLETICS FEE; THE UNIVERSITY OF TEXAS AT BROWNSVILLE. (a) The board of regents of The University of Texas System may impose on each student enrolled at The University of Texas at Brownsville an intercollegiate athletics fee in an amount not to exceed \$7 per semester credit hour.

(b) The board shall deposit revenue from the fee to the credit of an account known as The University of Texas at Brownsville intercollegiate athletics fee account. Money in the account shall be used in accordance with the terms of the partnership agreements entered into between The University of Texas at Brownsville and Texas Southmost College under Section 78.02.

(c) The fee may not be imposed unless approved by a majority vote of the students of the university who participate in a general student election held for that purpose.

(d) The amount of the fee may not be increased to an amount that exceeds by 10 percent or more the total amount of the fee as last approved by a student vote under Subsection (c) or this subsection unless the increase has been approved by a majority vote

1 of the students enrolled at the university who participate in a
2 general student election held for that purpose.

3 (e) A fee imposed under this section is in addition to any
4 other fee the board is authorized by law to impose.

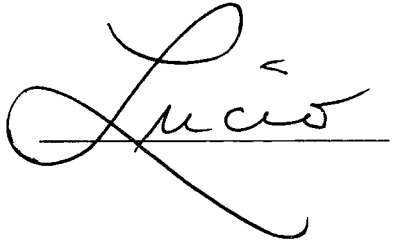
5 (f) Subject to the limitations of this section on the amount
6 of the fee and any increase in the amount of the fee, the fee imposed
7 under this section must be in the same amount as the intercollegiate
8 athletics fee charged a student at Texas Southmost College by the
9 board of trustees of Southmost Union Junior College District. A
10 student attending either or both institutions may be charged an
11 intercollegiate athletics fee by only one of the institutions.

12 (g) The board may not impose the fee authorized by this
13 section on a student who is enrolled solely in online courses at the
14 university.

15 SECTION 2. This Act applies beginning with the 2007 fall
16 semester.

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.

FLOOR AMENDMENT NO. 1

BY: 

1 Amend C.S.H.B. No. 1505 (senate committee printing) as
2 follows:

3 (1) In SECTION 1 of the bill, in added Section 54.551,
4 Education Code (page 1, between lines 46 and 47) insert the
5 following:


6 (h) Notwithstanding Subsection (a), the amount of an
7 intercollegiate athletics fee imposed under this section during
8 the 2008-2009 academic year may not exceed \$5 per semester
9 credit hour. This subsection expires July 31, 2009.

10 (2) Strike SECTION 2 of the bill (page 1, line 47), and
11 substitute the following:

12 SECTION 2. A fee authorized to be imposed by Section
13 54.551, Education Code, as added by this Act, may not be imposed
14 before the beginning of the 2008 fall semester.

ADOPTED

MAY 03 2007


Secretary of the Senate

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 27, 2007

TO: Honorable Florence Shapiro, Chair, Senate Committee on Education

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: **HB1505** by Lucio III (relating to a fee to support intercollegiate athletics at The University of Texas at Brownsville), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

Under provisions of the bill, the University of Texas System may impose on each student enrolled at the University of Texas at Brownsville an intercollegiate athletics fee in an amount not to exceed \$7 per semester credit hour. The fee will be imposed beginning in the fall semester of 2008 (Fiscal Year 2009). The University of Texas System estimates the Intercollegiate Athletics Fee will generate \$2,093,469 in Fiscal Year 2009 and will continue to increase as enrollment increases generate additional revenue. The Intercollegiate Athletics Fee will be locally assessed by the University of Texas at Brownsville.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: JOB, JSp, MN, RT, GO

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 24, 2007

TO: Honorable Florence Shapiro, Chair, Senate Committee on Education

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1505 by Lucio III (Relating to a fee to support intercollegiate athletics at The University of Texas at Brownsville.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

Under provisions of the bill, the University of Texas System may impose on each student enrolled at the University of Texas at Brownsville an intercollegiate athletics fee in an amount not to exceed \$7 per semester credit hour but limited to \$5 per semester credit hour for the 2008-009 academic year and \$6 per semester credit hour for the 2009-2010 academic year. The fee would begin with the 2008 Fall Semester. The University of Texas System estimates the fee will generate \$7,852,115 in auxiliary funds from Fiscal Year 2009 to Fiscal Year 2012.. Enrollment increases will generate additional revenue. The student services building fee will be locally assessed by the University of Texas at Brownsville.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 720 The University of Texas System Administration

LBB Staff: JOB, JSp, MN, RT, GO

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 4, 2007

TO: Honorable Geanie Morrison, Chair, House Committee on Higher Education

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB1505 by Lucio III (Relating to a fee to support intercollegiate athletics at The University of Texas at Brownsville.), **As Introduced**

No significant fiscal implication to the State is anticipated.

Local Government Impact

Under provisions of the bill, the University of Texas System may impose on each student enrolled at the University of Texas at Brownsville an intercollegiate athletics fee in an amount not to exceed \$7 per semester credit hour. The University of Texas System estimates the Intercollegiate Athletics Fee will generate \$2,032,499 in Fiscal Year 2008 and \$2,093,469 in Fiscal Year 2009. Enrollment increases will generate additional revenue. The Intercollegiate Athletics Fee will be locally assessed by the University of Texas at Brownsville.

Source Agencies: 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: JOB, MN, RT, GO

