

Amend SB 175 on third reading by inserting into the bill the following appropriately numbered SECTION and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter A, Chapter 54, Education Code, is amended by adding Section 54.016 to read as follows:

Sec. 54.016. FIXED TUITION RATE FOR UNDERGRADUATE STUDENTS.

(a) In this section:

(1) "Coordinating board" means the Texas Higher Education Coordinating Board.

(2) "General academic teaching institution," "public junior college," "public state college," and "public technical institute" have the meanings assigned by Section 61.003.

(3) "Lower-division institution of higher education" means a public junior college, public state college, or public technical institute.

(b) Except as otherwise provided by this section, in a semester or other academic term, the governing board of a general academic teaching institution or lower-division institution of higher education may not charge tuition to an undergraduate student under Section 54.0513, or under any other law granting the institution discretion to set the tuition rate, at a rate that exceeds the rate the institution charged to the student during the first semester or other academic term that the student enrolled at the institution if the student is currently and at all times while enrolled at the institution has been a resident of this state for purposes of Subchapter B or was otherwise entitled to pay tuition at the rate provided for residents of this state.

(c) For a student enrolled at a general academic teaching institution other than a public state college, Subsection (b) does not apply to the student after:

(1) the fourth anniversary of the date the student first enrolls at any public institution of higher education, regardless of whether the student transfers among any public or private institutions of higher education after the initial enrollment, if the student is enrolled in a degree program of four years or less; or

(2) the fifth anniversary of the date the student

first enrolls at any public institution of higher education, regardless of whether the student transfers among any public or private institutions of higher education after the initial enrollment, if the student is enrolled in a degree program of more than four years.

(d) For a student enrolled at a lower-division institution of higher education, Subsection (b) does not apply to the student after the second anniversary of the date the student first enrolls at any lower-division institution of higher education, regardless of whether the student transfers among any public or private institutions of higher education after the initial enrollment.

(e) Each general academic teaching institution or lower-division institution of higher education shall notify each entering undergraduate student, including each undergraduate student who transfers to the institution, of the eligibility requirements for a fixed tuition rate under this section.

(f) In consultation with the general academic teaching institutions and lower-division institutions of higher education, the coordinating board shall adopt any rules the coordinating board considers appropriate for the administration of this section.

(g) This section does not apply to a student who enters a general academic teaching institution or lower-division institution of higher education for the first time before the 2010 fall semester. This subsection expires January 1, 2016.