

AN ACT

relating to certain competitive scholarship recipients at public institutions of higher education.

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

SECTION 1. Section 51.969(c), Education Code, as added by Chapter 422 (S.B. 1325), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

(c) Before receiving [~~A person applying for~~] a scholarship originating from and administered by an institution of higher education or university system, a person must file a written statement with the institution or system [~~the application~~] indicating whether the person is related within the third degree by consanguinity or the second degree by affinity to a current member of the governing board of the institution or system.

SECTION 2. Section 54.064, Education Code, is amended by amending Subsection (a) and adding Subsections (c) and (d) to read as follows:

(a) An institution of higher education may charge a nonresident [~~A~~] student who holds a competitive scholarship of at least \$1,000 for the academic year or summer term for which the student is enrolled resident tuition and fees [~~and who is either a nonresident or a citizen of a country other than the United States of America is entitled to pay the fees and charges required of Texas residents~~] without regard to the length of time the student has

1 resided in Texas. The student must compete with other students,
2 including Texas residents, for the scholarship and the scholarship
3 must be awarded by a scholarship committee officially recognized by
4 the administration and be approved by the Texas Higher Education
5 Coordinating Board under criteria developed by the coordinating
6 board.

7 (c) A student who would be entitled to pay resident tuition
8 in the 2009-2010 academic year under this section as this section
9 existed on January 1, 2009, because the student is awarded a
10 competitive scholarship for that academic year in the amount
11 prescribed by Subsection (a) before the beginning of the 2009 fall
12 semester is entitled to continue to pay resident tuition under this
13 section as this section existed on January 1, 2009, in each semester
14 or other term in which the student is awarded such a scholarship, as
15 long as the student remains enrolled in the same certificate or
16 degree program. This subsection expires August 1, 2014.

17 (d) The difference between tuition charged to the student
18 under this section and the tuition the student would be charged if
19 this section did not apply to the student shall not be accounted for
20 in such a way as to reduce the general revenue appropriation to an
21 institution of higher education that charges a nonresident student
22 resident tuition and fees under this section.

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, 2009.

President of the Senate

Speaker of the House

I certify that H.B. No. 4244 was passed by the House on May 5, 2009, by the following vote: Yeas 144, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 4244 on May 29, 2009, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 4244 on May 31, 2009, by the following vote: Yeas 146, Nays 0, 1 present, not voting.

Chief Clerk of the House

H.B. No. 4244

I certify that H.B. No. 4244 was passed by the Senate, with amendments, on May 26, 2009, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 4244 on June 1, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor