

2020 First Extraordinary Session

HOUSE BILL NO. 26

BY REPRESENTATIVE ZERINGUE

COLLEGES/UNIVERSITIES: Extends, with limitations, the authority of public postsecondary education management boards to establish and increase student fees (Item #41)

1 AN ACT

2 To amend and reenact R.S. 17:3351.20(A)(1) and (F), relative to fees charged to students at
3 public postsecondary education institutions; to extend the authority of a public
4 postsecondary education management board to establish, adjust, and increase certain
5 fees; to provide limitations; to extend the requirement that such boards report
6 annually to the legislature relative to such fees; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:3351.20(A)(1) and (F) are hereby amended and reenacted to read
9 as follows:

10 §3351.20. Mandatory fees

11 A.(1) In addition to the authority granted by any other provision of law,
12 including but not limited to R.S. 17:3139.5, 3351.7, and 3351.8, and in accordance
13 with Article VII, Section 2.1 of the Constitution of Louisiana, the Legislature of
14 Louisiana hereby authorizes the Board of Supervisors of Louisiana State University
15 and Agricultural and Mechanical College, the Board of Supervisors of Southern
16 University and Agricultural and Mechanical College, the Board of Supervisors for
17 the University of Louisiana System, and the Board of Supervisors of Louisiana
18 Community and Technical Colleges to establish at each institution under their
19 respective management and supervision mandatory fees to be charged to students

1 enrolled at such institutions and to adjust the amounts of such fees as they deem
 2 necessary. Such authority shall apply for the 2015-2016 through the ~~2019-2020~~
 3 2020-2021 academic years only, and the authority to increase fees pursuant thereto
 4 shall terminate on June 30, ~~2020~~ 2021.

5 * * *

6 F. Each postsecondary education management board shall submit a written
 7 report to the Senate Committee on Education and the House Committee on
 8 Education not later than February fifteenth of ~~2018, 2019, and 2020~~ 2021 regarding
 9 how the fees authorized by this Section are being implemented at each institution
 10 under its supervision and management, including an overview of the distribution of
 11 the monies in the need-based financial assistance fund as provided in Subsection C
 12 of this Section.

13 Section 2. This Act shall become effective upon signature by the governor or, if not
 14 signed by the governor, upon expiration of the time for bills to become law without signature
 15 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 16 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 17 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 26 Engrossed

2020 First Extraordinary Session

Zeringue

Abstract: Extends the authority of the public postsecondary education management boards to establish and increase student fees but limits this authority to the 2020-2021 academic year.

Present law authorizes the public postsecondary education management boards to establish fees and adjust fee amounts at institutions under their respective management and supervision. Limits application of such authority to the 2015-2016 through the 2019-2020 academic years and terminates the authority to increase fees pursuant thereto on June 30, 2020. Proposed law extends this authority to the 2020-2021 academic year and changes the date of the termination of the authority to increase fees pursuant thereto from June 30, 2020, to June 30, 2021.

Proposed law retains applicability of all of the following present law to continuing authority:

- (1) Fee authority includes authority to impose per credit fees and differential fees for certain programs and to charge proportional amounts for part-time students and summer sessions.
- (2) Except for the LSU Health Sciences Centers (LSUHSC), the pharmacy program at the Univ. of La. at Monroe (ULM), and the Southern Univ. Law Center (SULC), the revenue per full time equivalent (FTE) student from all tuition and fee amounts charged to a student plus the revenue per FTE student from state and local appropriations shall not exceed the national average per FTE student revenue from state appropriations, local appropriations, tuition, and fees as reported by the National Center for Education Statistics (NCES) by Carnegie classification, which maximum amount may be annually adjusted based on the most recent funding statistics as reported by the NCES and adjusted to the current fiscal year (FY) using the Higher Education Price Index (HEPI).
- (3) The total of all tuition and fee amounts charged to a student enrolled in the LSUHSC, ULM pharmacy program, and SULC shall not exceed the tuition and fees charged, as reported by the NCES, of national peers selected by the institution, which maximum amount may be annually adjusted based on the most recent tuition and fee amounts per FTE student as reported by the NCES and adjusted to the current FY using the HEPI.
- (4) Requires each institution to allocate not less than 5% of revenues realized pursuant to present law to provide need-based financial assistance to students eligible to receive a Pell Grant.
- (5) Prohibits revenues generated by fees imposed pursuant to present law from being used for any other purpose except for support of the university at which the fees were collected.
- (6) Provides that the fee authority granted by present law includes the authority to impose a fee for the administration of certain student surveys.
- (7) Present law requires each management board to report to the House and Senate education committees by Feb. 15th of each year of the authorization regarding implementation of fees authorized by present law, including an overview of the distribution of the monies in the need-based financial assistance fund as provided in present law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 17:3351.20(A)(1) and (F))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Education to the original bill:

1. Reduce the duration of the extension of fee authority from three years to one year.
2. Add special effective date.