

2015 Regular Session

SENATE BILL NO. 155

BY SENATOR DONAHUE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TUITION. Constitutional amendment to authorize the postsecondary education management boards to establish tuition and fee amounts charged by institutions under their supervision and management. (2/3-CA13sl(A))

A JOINT RESOLUTION

Proposing to add Article VIII, Section 7.2 of the Constitution of Louisiana, relative to postsecondary education; to authorize certain postsecondary education management boards to establish the tuition and mandatory fee amounts charged by the institutions under their supervision and management; to authorize certain postsecondary education management boards to establish certain admissions standards; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to add Article VIII, Section 7.2 of the Constitution of Louisiana, to read as follows:

**§7.2. Postsecondary Education Management Boards; Tuition and Fee Authority; Admissions Authority**  
**Section 7.2. A. Notwithstanding the provisions of Article VII, Section (2.1)(A), or any other provision of this constitution or law to the contrary, each postsecondary education management board created by this Article shall have**

1           the authority to establish the tuition and mandatory fee amounts charged by the  
 2           institutions under its supervision and management.

3           B. Notwithstanding any provision of this constitution or law to the  
 4           contrary, each postsecondary education management board created by this  
 5           Article shall have the authority to establish admissions standards and  
 6           requirements for each institution under its supervision and management.

7           Section 2. Be it further resolved that this proposed amendment shall be submitted  
 8           to the electors of the state of Louisiana at the statewide election to be held on October 24,  
 9           2015, provided the Act which originated as Senate Bill No. 48 of this 2015 Regular Session  
 10          is enacted and becomes effective.

11          Section 3. Be it further resolved that on the official ballot to be used at said election  
 12          there shall be printed a proposition, upon which the electors of the state shall be permitted  
 13          to vote YES or NO, to amend the Constitution of Louisiana which proposition shall read as  
 14          follows:

15                 Do you support an amendment to authorize the postsecondary education  
 16                 management boards to establish the tuition and mandatory fee amounts  
 17                 charged by institutions under their supervision and management without  
 18                 legislative approval and to establish admissions standards and requirements  
 19                 for each institution under their supervision and management?

20                 (Adds Article VIII, Section 7.2)

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The original instrument was prepared by Jeanne Johnston. The following  
 digest, which does not constitute a part of the legislative instrument, was  
 prepared by Laura Gail Sullivan.

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DIGEST

SB 155 Reengrossed                      2015 Regular Session                      Donahue

Present constitution (Art. VII, Sec. 2.1(A)) provides that any new fee or civil fine or increase  
 in an existing fee or civil fine imposed or assessed by the state or any board, department, or  
 agency of the state shall require the enactment of a law by a two-thirds vote of the elected  
 members of each house of the legislature.

Proposed constitutional amendment provides that, notwithstanding any constitutional  
 provision including Art. VII, Sec. 2.1(A) or any other law to the contrary, each  
 constitutionally created postsecondary education management board shall have the authority  
 to establish the tuition and fee amounts charged by institutions under its supervision and  
 management, without legislative approval.

Proposed constitutional amendment further provides that, notwithstanding any constitutional provision or law to the contrary, each constitutionally created postsecondary education management board shall have the authority to establish admission standards and requirements for each institution under its supervision and management.

Specifies submission of the amendment to the voters at the statewide election to be held on October 24, 2015, provided Senate Bill No. 48 of this 2015 Regular Session is enacted and becomes effective.

(Adds Const. Art. VIII, Section 7.2)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Specifies the bill number of the Senate bill that, if enacted, will trigger submission of the constitutional amendment contained in proposed law to the voters for approval.

Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs to the engrossed bill

1. Gives each postsecondary management board authority to establish admission standards and requirements for each institution under the board's supervision and management.