2017 Regular Session

HOUSE BILL NO. 113

BY REPRESENTATIVE BROADWATER

STUDENT/TUITION: Removes termination of the authority of public postsecondary education management boards to establish and increase student fees

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 remove limitations on the authority
4	of a public postsecondary education management board to establish, adjust, and
5	increase certain fees; to extend the requirement that such boards report annually to
6	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
20	enrolled at such institutions and to adjust the amounts of such fees as they deem

Page 1 of 3

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	necessary. Such authority shall apply for the 2015-2016 and 2016-2017 academic
2	years only, and the authority to increase fees pursuant thereto shall terminate on June
3	30, 2017.
4	* * *
5	F. Each postsecondary education management board shall submit a written
6	report to the Senate Committee on Education and the House Committee on
7	Education not later than February 15, 2016, and February 15, 2017, February
8	fifteenth annually regarding how the fees authorized by this Section were are being
9	implemented at each institution under its supervision and management, including an
10	overview of the distribution of the monies in the need-based financial assistance fund
1	as provided in Subsection C of this Section.

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 113 Original	2017 Regular Session	Broadwater
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Abstract: Removes the sunset on the authority of the public postsecondary education management boards to establish and increase student fees and extends annual requirement that they report to the legislature relative to such fees.

<u>Present law</u> 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 and 2016-2017 academic years and terminates the authority to increase fees pursuant thereto on June 30, 2017.

<u>Proposed law</u> removes the limitation on the exercise of this authority to these two academic years and removes the June 30, 2017, termination of the authority to increase fees pursuant thereto.

<u>Present law</u> requires each management board to report to the House and Senate education committees by Feb. 15th of 2016 and 2017 regarding implementation of fees authorized by <u>present law</u>, including an overview of the distribution of the monies in the need-based financial assistance fund as provided in <u>present law</u>. <u>Proposed law</u> requires annual reporting in accordance with <u>proposed law</u>; otherwise retains <u>present law</u>.

<u>Proposed law</u> retains applicability of all of the following <u>present law</u> 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 <u>present law</u> 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 <u>present law</u> includes the authority to impose a fee for the administration of certain student surveys.

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