

Regular Session, 2013

HOUSE BILL NO. 671

BY REPRESENTATIVES FOIL, ADAMS, BARRAS, BERTHELOT, BROADWATER, BROSSETT, CARMODY, CHANEY, GAINES, GUINN, HARRISON, HOFFMANN, HONORE, TERRY LANDRY, PYLANT, REYNOLDS, SCHEXNAYDER, AND SEABAUGH

STUDENT/TUITION: Authorizes each public postsecondary education management board to impose additional tuition and fees for certain programs and purposes

1 AN ACT

2 To enact R.S. 17:3351.11(E) and 3351.17 through 3351.19, relative to tuition and mandatory
3 fee amounts for public postsecondary education institutions; to authorize each public
4 postsecondary management board to impose certain tuition and fee amounts at
5 certain institutions; to provide for effectiveness; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:3351.11(E) and 3351.17 through 3351.19 are hereby enacted to
8 read as follows:

9 §3351.11. Board of Supervisors of Louisiana State University and Agricultural and
10 Mechanical College; tuition and attendance fee amounts; Health Sciences
11 Centers; waivers

12 * * *

13 E. In addition to the authority granted by this Section and any other
14 provision of law, including but not limited to R.S. 17:3139.5, and in accordance with
15 the provisions of Article VII, Section 2.1(A) of the Constitution of Louisiana, the
16 Board of Supervisors of Louisiana State University and Agricultural and Mechanical
17 College may impose the following fees for students enrolled in Louisiana State

1 University Health Sciences Center-New Orleans School of Dentistry for the 2013-
2 2014 academic year and thereafter:

3 (1) A dental supply fee of three hundred dollars per academic year for
4 students in the doctor of dental surgery program, the dental hygiene program, and the
5 dental laboratory technology program.

6 (2) A prosthetic device fee of two hundred seventy-five dollars per academic
7 year for second-year students in the doctor of dental surgery program.

8 * * *

9 §3351.17. Distance education; tuition and attendance fees; waivers; public
10 postsecondary education management boards

11 A. In addition to the authority granted by any other provision of law,
12 including but not limited to R.S. 17:3139.5, and in accordance with Article VII,
13 Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Louisiana
14 State University and Agricultural and Mechanical College, the Board of Supervisors
15 of Southern University and Agricultural and Mechanical College, the Board of
16 Supervisors for the University of Louisiana System, and the Board of Supervisors
17 of Community and Technical Colleges may impose at each institution under its
18 respective management and supervision for the Fall 2013 semester and thereafter
19 tuition and attendance fees for students enrolled in an academic degree program
20 offered entirely through distance education as defined by the Southern Association
21 of Colleges and Schools when such program is comparable to a program offered
22 through traditional in-person classroom instruction.

23 B. The authority granted in Subsection A of this Section shall include the
24 authority to impose proportional amounts for part-time students and for summer
25 sessions.

26 C. Each board shall establish criteria for waiving the tuition and fees
27 authorized in Subsection A of this Section in cases of financial hardship as
28 determined by the board. Information relative to such waivers and the criteria and
29 procedures for obtaining a waiver shall be made available to all prospective students

1 in a timely manner such that each student is informed of the availability of a waiver
2 prior to the student making a final decision concerning attendance.

3 §3351.18. Board of Supervisors of Louisiana State University and Agricultural and
4 Mechanical College; digital media program fee; amount; waivers

5 A. In addition to the authority granted by any other provision of law,
6 including but not limited to R.S. 17:3139.5, and in accordance with Article VII,
7 Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Louisiana
8 State University and Agricultural and Mechanical College may impose at Louisiana
9 State University and Agricultural and Mechanical College at Baton Rouge for the
10 Fall 2013 semester and thereafter a digital media program fee for students enrolled
11 in graduate and professional degree programs in digital media in an amount not to
12 exceed two thousand five hundred dollars per semester.

13 B. The authority granted in Subsection A of this Section shall include the
14 authority to impose proportional amounts for part-time students and for summer
15 sessions.

16 C. The board shall establish criteria for waiving the fee authorized in
17 Subsection A of this Section in cases of financial hardship as determined by the
18 board. Information relative to such waivers and the criteria and procedures for
19 obtaining a waiver shall be made available to all prospective students in a timely
20 manner such that each student is informed of the availability of a waiver prior to the
21 student making a final decision concerning attendance.

22 §3351.19. Building use fee; amount; waivers; public postsecondary education
23 management boards

24 A. In addition to the authority granted by any other provision of law,
25 including but not limited to R.S. 17:3139.5, and in accordance with Article VII,
26 Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Louisiana
27 State University and Agricultural and Mechanical College, the Board of Supervisors
28 of Southern University and Agricultural and Mechanical College, the Board of
29 Supervisors for the University of Louisiana System, and the Board of Supervisors

1 of Community and Technical Colleges may impose at each institution under its
2 respective management and supervision, for the Fall 2013 semester and thereafter,
3 a building use fee. The amount of the fee shall not exceed forty-eight dollars per
4 semester or any higher fee amount otherwise specifically authorized by law,
5 notwithstanding Act No. 15 of the 1967 Regular Session of the Legislature of
6 Louisiana or any other provision of law to the contrary.

7 B. The proceeds of the fee shall be used to construct, acquire, repair,
8 maintain, operate, or improve the facilities and physical infrastructure of the
9 institution collecting the fee.

10 C. The authority granted in Subsection A of this Section shall include the
11 authority to impose proportional amounts for part-time students and for summer
12 sessions.

13 D. Each board shall establish criteria for waiving the fee authorized in
14 Subsection A of this Section in cases of financial hardship as determined by the
15 board. Information relative to such waivers and the criteria and procedures for
16 obtaining a waiver shall be made available to all prospective students in a timely
17 manner such that each student is informed of the availability of a waiver prior to the
18 student making a final decision concerning attendance.

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
23 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)]

Foil

HB No. 671

Abstract: Authorizes each public postsecondary education management board to impose a building use fee and tuition and fees for distance education degree programs;

authorizes the LSU Bd. of Supervisors to impose certain fees for the dental school in New Orleans and for graduate digital media programs at LSU-Baton Rouge.

Proposed law authorizes each public postsecondary management board to impose the following:

- (1) Tuition and attendance fees for students in an academic degree program offered entirely through distance education, as defined by the Southern Association of Colleges and Schools (SACS), when such program is comparable to a program offered through traditional in-person classroom instruction.
- (2) A building use fee in an amount not to exceed \$48 per semester or any higher fee amount otherwise specifically authorized by present law.

Proposed law authorizes the LSU Board of Supervisors to impose the following:

At LSU-Baton Rouge:

A digital media program fee for students in graduate and professional degree programs in digital media in an amount not to exceed \$2,500 per semester.

At LSU Health Sciences Center-New Orleans School of Dentistry:

- (1) For 2013-2014 and thereafter, a dental supply fee of \$300 per academic year for students in the doctor of dental surgery program, the dental hygiene program, and the dental laboratory technology program.
- (2) For 2013-2014 and thereafter, a prosthetic device fee of \$275 per academic year for second-year students in the doctor of dental surgery program.
- (3) Retains present law requirement that the board establish criteria for hardship waivers and make information about them available to prospective students.

Proposed law, applicable to all of the above proposed law:

- (1) Effective for the Fall 2013 semester and thereafter except as otherwise indicated.
- (2) Each board may impose proportional amounts for part-time students and for summer sessions.
- (3) Each board shall establish criteria for hardship waivers and make information about them available to prospective students.
- (4) Provides that authority granted by all proposed law is in addition to any authority granted by present law, including the GRAD Act.
- (5) Provides that it is in accordance with present constitution, which provides that any new fee imposed or assessed by a state board or agency must be enacted by law by a 2/3 vote of the elected members of each house of the legislature.

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

(Adds R.S. 17:3351.11(E) and 3351.17-3351.19)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Education to the original bill.

1. Deletes proposed law authority granted to LSU Bd. of Supervisors to impose a technology and infrastructure enhancement fee at LSU-Baton Rouge and instead authorizes the board to impose a facilities use and maintenance fee at all institutions under its management and supervision.

House Floor Amendments to the engrossed bill.

1. Deletes proposed law authority granted to LSU Bd. of Supervisors to impose a facilities use and maintenance fee and instead authorizes each public postsecondary education management board to impose a building use fee.
2. Grants to the other public postsecondary management boards the same proposed law authority granted to the LSU Bd. of Supervisors relative to imposing tuition and attendance fees for distance education degree programs.