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HOUSE BILL 226

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Sheryl Williams Stapleton

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO EDUCATION; REQUIRING SCHOOL DISTRICTS TO PAY  
TUITION AND FEES OF PUBLIC SCHOOL STUDENTS WHO RECEIVE HIGH  
SCHOOL CREDIT FOR HIGHER EDUCATION COURSE WORK.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-1-2 NMSA 1978 (being Laws 1970,  
Chapter 9, Section 1, as amended) is amended to read:

"21-1-2. MATRICULATION AND TUITION FEES. --

A. Except as otherwise provided in this section and  
in Section 21-1-4.3 NMSA 1978, the boards of regents of the  
university of New Mexico, New Mexico state university, New  
Mexico highlands university, western New Mexico university,  
eastern New Mexico university, New Mexico military institute,  
New Mexico institute of mining and technology and New Mexico  
junior college shall establish and charge matriculation fees

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1 and tuition fees as follows:

2 (1) each student shall be charged a  
3 matriculation fee of not less than five dollars (\$5.00) upon  
4 enrolling in each institution;

5 (2) each student who is a resident of New  
6 Mexico shall be charged a tuition fee of not less than twenty  
7 dollars (\$20.00) a year;

8 (3) each student who is not a resident of New  
9 Mexico shall be charged a tuition fee of not less than fifty  
10 dollars (\$50.00) a year;

11 (4) each student shall be charged a tuition  
12 fee of not less than ten dollars (\$10.00) for each summer  
13 session; and

14 (5) each student may be charged a tuition fee  
15 for extension courses.

16 B. Except as otherwise provided in this section and  
17 in Section 21-1-4.3 NMSA 1978, the board of regents of northern  
18 New Mexico state school shall establish and charge each student  
19 a matriculation fee and a tuition fee.

20 C. The board of regents of each institution may  
21 establish and grant gratis scholarships to students who are  
22 residents of New Mexico in an amount not to exceed the  
23 matriculation fee or tuition and fees, or both. These  
24 scholarships are in addition to the lottery tuition  
25 scholarships authorized in Section 21-1-4.3 NMSA 1978 and shall

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1 be granted to the full extent of available funds before lottery  
2 tuition scholarships are granted. The number of scholarships  
3 established and granted pursuant to this subsection shall not  
4 exceed three percent of the preceding fall semester enrollment  
5 in each institution and shall not be established and granted  
6 for summer sessions. The president of each institution shall  
7 select and recommend to the board of regents of his  
8 institution, as recipients of scholarships, students who  
9 possess good moral character and satisfactory initiative,  
10 scholastic standing and personality. At least thirty-three and  
11 one-third percent of the gratis scholarships established and  
12 granted by each board of regents each year shall be granted on  
13 the basis of financial need.

14 D. The board of regents of each institution set out  
15 in this subsection may establish and grant, in addition to  
16 those scholarships provided for in Subsection C of this  
17 section, athletic scholarships for tuition and fees. In no  
18 event shall the board of regents of any institution be allowed  
19 to award scholarships for tuition and fees for more than the  
20 number of athletic scholarships set out in this subsection and  
21 in no event shall more than seventy-five percent of the  
22 scholarships granted be for out-of-state residents:

23 (1) the board of regents of the university of  
24 New Mexico may grant up to two hundred ninety-three athletic  
25 scholarships;

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1 (2) the board of regents of New Mexico state  
2 university may grant up to two hundred seventy athletic  
3 scholarships;

4 (3) the boards of regents of New Mexico  
5 highlands university, eastern New Mexico university and western  
6 New Mexico university may each grant up to one hundred forty  
7 athletic scholarships; and

8 (4) the board of regents of New Mexico junior  
9 college may grant up to fifty-two athletic scholarships.

10 E. In the event that the number of athletic  
11 scholarships exceeds the number of athletic scholarships  
12 permitted that institution by regulations and bylaws of the  
13 national collegiate athletic association or the national  
14 association of intercollegiate athletics of which that  
15 institution is a member, the appropriate board of regents shall  
16 reduce the number of authorized tuition scholarships to comply  
17 with association rules and regulations.

18 F. Matriculation fees and tuition fees shall be  
19 fixed and made payable as directed by the board of regents of  
20 each institution, collected by the officers of each institution  
21 and accounted for as are other funds of the institutions.  
22 Matriculation fees shall be charged only once for each  
23 institution in which a student enrolls.

24 G. A public school district shall transfer to a  
25 public post-secondary educational institution enumerated in

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1 Subsection A or B of this section the tuition and fees for a  
2 public school student who, during the term, is counted in the  
3 membership of the district and will receive high school credit  
4 for coursework at the institution."

5 Section 2. EFFECTIVE DATE. --The effective date of the  
6 provision of this act is July 1, 2004.

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