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HOUSE BILL 24

52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016

INTRODUCED BY
Jimmie C. Hall

AN ACT

RELATING TO HIGHER EDUCATION; INCREASING THE MINIMUM PERCENTAGE OF ATHLETIC SCHOLARSHIPS GRANTED BY PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTIONS TO NEW MEXICO RESIDENTS FROM TWENTY-FIVE PERCENT TO FIFTY PERCENT; PROVIDING FOR A REDUCTION IN ATHLETIC SCHOLARSHIPS FOR OUT-OF-STATE RESIDENTS AND REALLOCATION TO NEW MEXICO RESIDENTS OR REDUCTION IN ATHLETICS FUNDING FOR NONCOMPLIANCE.

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~~] 21-21N-3 NMSA 1978, the boards of regents of the university of New Mexico, New Mexico state university,

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1 New Mexico highlands university, western New Mexico university,
2 eastern New Mexico university, New Mexico military institute
3 and New Mexico institute of mining and technology shall
4 establish and charge matriculation fees and tuition fees as
5 follows:

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

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

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

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

18 (5) each student may be charged a tuition fee
19 for extension courses.

20 B. Except as otherwise provided in this section and
21 in Section [~~21-1-4.3~~] 21-21N-3 NMSA 1978, the board of regents
22 of northern New Mexico college shall establish and charge each
23 student a matriculation fee and a tuition fee.

24 C. The board of regents of each institution may
25 establish and grant gratis scholarships to students who are

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1 residents of New Mexico in an amount not to exceed the
2 matriculation fee or tuition and fees, or both. These
3 scholarships are in addition to the lottery tuition
4 scholarships authorized in Section ~~[21-1-4.3]~~ 21-21N-3 NMSA
5 1978 and shall be granted to the full extent of available funds
6 before lottery tuition scholarships are granted. The number of
7 scholarships established and granted pursuant to this
8 subsection shall not exceed three percent of the preceding fall
9 semester enrollment in each institution and shall not be
10 established and granted for summer sessions. The president of
11 each institution shall select and recommend to the board of
12 regents of the institution, as recipients of scholarships,
13 students who possess good moral character and satisfactory
14 initiative, scholastic standing and personality. Beginning
15 with the fall semester of 2010, a minimum of one-half of the
16 gratis scholarships established and granted by each board of
17 regents each year shall be granted on the basis of financial
18 need, and beginning with the fall semester of 2011, a minimum
19 of two-thirds of the gratis scholarships established and
20 granted by each board of regents each year shall be granted on
21 the basis of financial need.

22 D. The board of regents or governing board of each
23 institution set out in this subsection may establish and grant,
24 in addition to those scholarships provided for in Subsection C
25 of this section, athletic scholarships for tuition and fees.

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1 ~~[In no event shall the board of regents of any institution be~~
2 ~~allowed to award scholarships for tuition and fees for more~~
3 ~~than the number of athletic scholarships set out in this~~
4 ~~subsection, and in no event shall more than seventy-five~~
5 ~~percent of the scholarships granted be for out-of-state~~
6 ~~residents]~~ When athletic scholarships are granted, the board of
7 regents or governing board shall certify to the secretary of
8 higher education by June 1 of each year that fifty percent or
9 more of the athletic scholarships available have been offered
10 to students attending a public high school in the state, an
11 accredited private high school in the state or a home school in
12 the state registered with the public education department. At
13 most:

14 (1) the board of regents of the university of
15 New Mexico may grant up to two hundred ninety-three athletic
16 scholarships;

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

20 (3) the boards of regents of New Mexico
21 highlands university, eastern New Mexico university and western
22 New Mexico university may each grant up to one hundred forty
23 athletic scholarships; and

24 (4) the governing board of New Mexico junior
25 college may grant up to fifty-two athletic scholarships.

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1 E. If the provisions of Subsection D of this
2 section are not followed by an institution, the secretary of
3 higher education shall require the institution to withdraw a
4 sufficient number of athletic scholarships offered to
5 out-of-state residents in order to reallocate offers so that
6 fifty percent or more of the athletic scholarships available
7 from the institution are offered pursuant to Subsection D of
8 this section. If the institution does not comply with the
9 provisions of this subsection by August 1 of each year, the
10 secretary of higher education shall recommend a twenty-five
11 percent reduction in the next annual appropriation for
12 athletics for the institution.

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

21 ~~[F-]~~ G. Matriculation fees and tuition fees shall
22 be fixed and made payable as directed by the board of regents
23 of each institution, collected by the officers of each
24 institution and accounted for as are other funds of the
25 institutions. Matriculation fees shall be charged only once

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1 for each institution in which a student enrolls."

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