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SENATE BILL 81

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

SHANNON ROBINSON

AN ACT

RELATING TO STATE EDUCATIONAL INSTITUTIONS; AMENDING A SECTION OF THE NMSA 1978 TO AUTHORIZE RESIDENT STUDENT STATUS FOR ATHLETIC SCHOLARSHIP RECIPIENTS.

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 and

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1 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 fee
12 of not less than ten dollars (\$10.00) for each summer session;
13 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. Except as
24 provided in Section 21-1-4.3 NMSA 1978, the number of
25 scholarships established and granted shall not exceed three

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

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

20 (1) the board of regents of the university of
21 New Mexico may grant up to two hundred ninety-three athletic
22 scholarships;

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

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

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

7 E. ~~[Notwithstanding the provisions of Subsection D~~
8 ~~of this section, in computing tuition credits the commission on~~
9 ~~higher education shall accept the value of scholarships for~~
10 ~~tuition and fees established by the boards of regents of the~~
11 ~~university of New Mexico, New Mexico state university, eastern~~
12 ~~New Mexico university, western New Mexico university and New~~
13 ~~Mexico highlands university for athletes for the seventy-eighth~~
14 ~~fiscal year and all fiscal years thereafter. In no event shall~~
15 ~~the board of regents of any such institution be allowed to~~
16 ~~establish scholarships for tuition and fees for more than] In~~
17 the event that the number of athletic scholarships exceeds the
18 number of athletic scholarships permitted that institution by
19 regulations and bylaws of the national collegiate athletic
20 association or the national association of intercollegiate
21 athletics of which that institution is a member, the appropriate
22 board of regents shall reduce the number of authorized tuition
23 scholarships to comply with association rules and regulations.

24 F. Matriculation fees and tuition fees shall be
25 fixed and made payable as directed by the board of regents of

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1 each institution, collected by the officers of each institution
2 and accounted for as are other funds of the institutions.
3 Matriculation fees shall be charged only once for each
4 institution in which a student enrolls."

5 Section 2. Section 21-1-3 NMSA 1978 (being Laws 1970,
6 Chapter 47, Section 1, as amended) is amended to read:

7 "21-1-3. STATE EDUCATIONAL INSTITUTIONS--RESIDENT
8 STUDENTS. --

9 A. For the purpose of tuition payment at the
10 resident student rates at state educational institutions, as
11 defined in Article 12, Section 11 of the constitution of New
12 Mexico, "resident student" includes:

13 (1) any person not otherwise entitled to claim
14 residence who is a member of the armed forces of the United
15 States assigned to active duty within the exterior boundaries of
16 this state; and

17 (2) the spouse or dependent child of any person
18 who qualifies under Paragraph (1) of this subsection.

19 B. Assignment to active duty within the exterior
20 boundaries of this state may be established by a certificate of
21 assignment from the commanding officer of the person so
22 assigned.

23 C. For the purpose of tuition payment at resident
24 student rates at New Mexico highlands university, "resident
25 student" may include any person who is a Native American and a

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1 citizen of the United States.

2 D. For the purposes of tuition payment and budget
3 and revenue calculations, the board of regents of any post-
4 secondary, state educational institution, as defined in Article
5 12, Section 11 of the constitution of New Mexico, may determine
6 that "resident student" includes any Texas resident who resides
7 within a one hundred thirty-five mile radius of that
8 institution.

9 E. For the purpose of tuition payment and budget and
10 revenue calculations, "resident student" includes any student
11 receiving an athletic scholarship from a post-secondary
12 educational institution set forth in Article 12, Section 11 of
13 the constitution of New Mexico. "

1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
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5 February 13, 1997
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7 Mr. President:
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9 Your EDUCATION COMMITTEE, to whom has been referred
10

11 SENATE BILL 81
12

13 has had it under consideration and reports same with
14 recommendation that it DO PASS, and thence referred to the
15 FINANCE COMMITTEE.
16

17 Respectfully submitted,
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22 Cynthia Nava, Chairman
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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Gorham, Pinto, Rodriguez

Absent: None

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1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
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5 March 3, 1997
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7 Mr. President:
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9 Your FINANCE COMMITTEE, to whom has been referred
10

11 SENATE BILL 81
12

13 has had it under consideration and reports same with
14 recommendation that it DO PASS.
15

16 Respectfully submitted,
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21 Ben D. Altamirano, Chairman
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25 Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Aragon, Carraro, McKibben, Romero, Smith

Absent: None

S0081FC1

State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 14, 1997

Mr. Speaker:

Your EDUCATION COMMITTEE, to whom has been referred

SENATE BILL 81

has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
APPROPRIATIONS AND FINANCE COMMITTEE.

Respectfully submitted,

Samuel F. Vigil, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HEC/SB 81

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 12 For 0 Against

Yes: 12

Excused: Nicely

Absent: None

M \S0081

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State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 16, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to
whom has been referred

SENATE BILL 81

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Max Coll, Chairman

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**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 14 For 1 Against

Yes: 14

No: Abeyta

Excused: Marquardt, Watchman

Absent: None

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