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SENATE BILL 146

51ST LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2014

INTRODUCED BY
Stuart Ingle

AN ACT

RELATING TO HIGHER EDUCATION; LIMITING TUITION INCREASES FOR
LOTTERY TUITION SCHOLARSHIP RECIPIENTS; CHANGING THE DEFINITION
OF "FULL-TIME STUDENT".

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

SECTION 1. Section 21-1-4 NMSA 1978 (being Laws 1971,
Chapter 235, Section 1, as amended) is amended to read:

"21-1-4. TUITION AND GENERAL FEE CHARGES--DEFINITIONS--
RATE FOR LOTTERY TUITION RECIPIENTS.--

A. The state educational institutions set forth in
Article 12, Section 11 of the constitution of New Mexico and
their branches, community colleges as provided in Chapter 21,
Article 13 NMSA 1978 and technical and vocational institutes as
provided in Chapter 21, Article 16 NMSA 1978 shall charge
tuition, which is in addition to general or other earmarked

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1 fees, as provided by law.

2 B. "Tuition" means the amount of money charged to
3 students for instructional services, which may be charged per
4 term, per course or per credit. "Tuition" does not include
5 required general or other fees.

6 C. "General fee" means a fixed sum charged to
7 students for items not covered by tuition and required of such
8 a proportion of all students that the student who does not pay
9 the charge is an exception. General fees include fees for
10 matriculation, library services, student activities, student
11 union services, student health services, debt service and
12 athletics. An institution may charge fees in addition to
13 general fees that are course-specific or that pertain to a
14 smaller proportion of students.

15 D. During the regular academic year, "full-time
16 student" means a student who is taking [~~twelve~~] fifteen or more
17 credit hours in one semester or quarter. Full-time students
18 during the academic year shall be charged tuition at rates
19 provided by law.

20 E. During the summer session, "full-time student"
21 means a student who is taking at least a minimum number of
22 credit hours, which minimum is in the same proportion to
23 [~~twelve~~] fifteen credit hours as the duration and normal
24 credit-hour load of the summer session in the particular
25 institution is to the duration and normal credit-hour load of

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1 the institution's regular semester or quarter. Full-time
2 students in the summer session shall be charged tuition at
3 resident and nonresident rates in each institution, which rates
4 shall be in the same proportion to the full-time resident and
5 nonresident rates of that institution for the regular semester
6 or quarter as the minimum number of credit hours is to [~~twelve~~]
7 fifteen hours.

8 F. "Part-time student" means a student who is
9 taking fewer than the minimum number of credit hours in a
10 semester, quarter or summer session required for full-time
11 student status. Part-time students shall be charged tuition at
12 rates per semester credit hour or quarter credit hour as
13 provided by law.

14 G. The higher education department shall define
15 resident and nonresident students for the purpose of
16 administering tuition charges in accordance with the
17 constitution and statutes of the state and after consultation
18 with the appropriate officials of the institutions concerned.
19 Each institution shall use the uniform definitions so
20 established in assessing and collecting tuition charges from
21 students.

22 H. The tuition rate in effect when a student first
23 qualifies for a lottery tuition scholarship shall remain in
24 effect during the remainder of the semesters, excluding summer
25 sessions, in which the student receives a lottery tuition

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scholarship."

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