

Regular Session, 2014

SENATE BILL NO. 343

BY SENATOR DONAHUE

TUITION. Constitutional amendment to authorize the postsecondary education management boards to establish tuition and fee amounts charged by institutions under their supervision and management. (2/3-CA13sl(A))

1 A JOINT RESOLUTION

2 Proposing to add Article VIII, Section 7.2 of the Constitution of Louisiana, relative to  
3 postsecondary education; to authorize certain postsecondary education management  
4 boards to establish the tuition and mandatory fee amounts charged by the institutions  
5 under their supervision and management; and to specify an election for submission  
6 of the proposition to electors and provide a ballot proposition.

7 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members  
8 elected to each house concurring, that there shall be submitted to the electors of the state, for  
9 their approval or rejection in the manner provided by law, a proposal to add Article VIII,  
10 Section 7.2 of the Constitution of Louisiana, to read as follows:

11 **§7.2. Postsecondary Education Management Boards; Tuition and Fee Authority**

12 **Section 7.2. Notwithstanding the provisions of Article VII, Section**  
13 **(2.1)(A), or any other provision of this constitution or law to the contrary, each**  
14 **postsecondary education management board created by this Article shall have**  
15 **the authority to establish the tuition and mandatory fee amounts charged by the**  
16 **institutions under its supervision and management.**

17 Section 2. Be it further resolved that this proposed amendment shall be submitted

1 to the electors of the state of Louisiana at the statewide election to be held on November 4,  
2 2014, provided the Act which originated as Senate Bill No. 340 of this 2014 Regular Session  
3 of the Legislature is enacted and becomes effective.

4 Section 3. Be it further resolved that on the official ballot to be used at said election  
5 there shall be printed a proposition, upon which the electors of the state shall be permitted  
6 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as  
7 follows:

8 Do you support an amendment to authorize the postsecondary education  
9 management boards to establish the tuition and mandatory fee amounts  
10 charged by institutions under their supervision and management, without  
11 legislative approval?

12 (Adds Article VIII, Section 7.2)

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Jeanne C. Johnston.

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#### DIGEST

Donahue (SB 343)

Present constitution (Art. VII, Sec. 2.1(A)) provides that any new fee or civil fine or increase in an existing fee or civil fine imposed or assessed by the state or any board, department, or agency of the state shall require the enactment of a law by a two-thirds vote of the elected members of each house of the legislature.

Proposed constitutional amendment provides that, notwithstanding this provision and any other constitutional provision or law to the contrary, each constitutionally created postsecondary education management board shall have the authority to establish the tuition and fee amounts charged by institutions under their supervision and management, without legislative approval.

Specifies submission of the amendment to the voters at the statewide election to be held on November 4, 2014, provided Senate Bill No. 340 of the 2014 RS is enacted and becomes effective.

(Adds Const. Art. VIII, Section 7.2)

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Specifies the bill number of the Senate bill that, if enacted, will trigger submission of the constitutional amendment contained in proposed law to the voters for approval.