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SENATE BILL 8

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

INTRODUCED BY

Mary Kay Papen and Dennis J. Roch

AN ACT

RELATING TO HIGHER EDUCATION; PROVIDING FOR RESIDENT TUITION AND FEE RATES FOR INTERNATIONAL UNDERGRADUATE STUDENTS STUDYING SCIENCE, COMPUTER SCIENCE, INFORMATION TECHNOLOGY, ENGINEERING, MATHEMATICS AND BUSINESS AT CERTAIN UNIVERSITIES; MAKING AN APPROPRIATION.

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

SECTION 1. A new section of Chapter 21 NMSA 1978 is enacted to read:

"[NEW MATERIAL] SHORT TITLE.--This act may be cited as the "Entrepreneurial International Student Tuition Act"."

SECTION 2. A new section of Chapter 21 NMSA 1978 is enacted to read:

"[NEW MATERIAL] DEFINITIONS.--As used in the Entrepreneurial International Student Tuition Act:

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1 A. "department" means the higher education
2 department;

3 B. "eligible program" means an undergraduate major
4 course of study in science, computer science, information
5 technology, engineering, mathematics or business;

6 C. "eligible student" means a student who is not a
7 citizen of the United States and who is enrolled in an eligible
8 program and seeking a bachelor's degree at a participating
9 university;

10 D. "nonresident tuition waiver" means the in-state
11 resident tuition and fee rates granted to a student by a
12 participating university pursuant to the Entrepreneurial
13 International Student Tuition Act; and

14 E. "participating university" means the university
15 of New Mexico, New Mexico state university, western New Mexico
16 university, eastern New Mexico university, New Mexico highlands
17 university and the New Mexico institute of mining and
18 technology."

19 SECTION 3. A new section of Chapter 21 NMSA 1978 is
20 enacted to read:

21 "[NEW MATERIAL] ELIGIBILITY AND RESTRICTION.--

22 A. A participating university may grant a
23 nonresident tuition waiver to an eligible student, if:

24 (1) the participating university determines
25 that the eligible student's academic record merits the award of

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1 a nonresident tuition waiver;

2 (2) the eligible student resides in New Mexico
3 while enrolled at the participating university; and

4 (3) the eligible student signs a statement
5 indicating an interest in working or starting a business in New
6 Mexico after graduation.

7 B. During any one academic year, the number of
8 nonresident tuition waivers granted by a participating
9 university shall not exceed five percent of that participating
10 university's full-time-equivalent undergraduate enrollment for
11 the previous year."

12 SECTION 4. A new section of Chapter 21 NMSA 1978 is
13 enacted to read:

14 "[NEW MATERIAL] REQUIRED REPORTING.--A participating
15 university that grants nonresident tuition waivers shall, at
16 the end of every academic year during which nonresident tuition
17 waivers were granted, report the following to the department:

18 A. the number of eligible students who received
19 nonresident tuition waivers;

20 B. the area of study for each eligible student who
21 received a nonresident tuition waiver;

22 C. the average grade point average of all eligible
23 students who received nonresident tuition waivers for that
24 year;

25 D. the average grade point average of all students

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1 at the participating university for that year;

2 E. the graduation rate of eligible students who
3 received nonresident tuition waivers for that year; and

4 F. the participating university's overall
5 graduation rate for that year."

6 SECTION 5. A new section of Chapter 21 NMSA 1978 is
7 enacted to read:

8 "[NEW MATERIAL] DISTRIBUTION OF FUNDING.--

9 A. If the department receives funding pursuant to
10 the Entrepreneurial International Student Tuition Act, the
11 department shall allocate those funds to each participating
12 university that is granting nonresident tuition waivers. Funds
13 shall be allocated between participating universities in
14 proportion to the increase in enrollment of eligible students
15 at each participating university for the previous year.

16 B. All funding received by a participating
17 university, as provided for in Subsection A of this section,
18 shall be used to enhance the science, computer science,
19 information technology, engineering, mathematics and business
20 programs at that participating university."

21 SECTION 6. A new section of Chapter 21 NMSA 1978 is
22 enacted to read:

23 "[NEW MATERIAL] RULES AND POLICIES.--

24 A. The department shall promulgate rules necessary
25 to implement the provisions of and maintain records in

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1 connection with the Entrepreneurial International Student
2 Tuition Act.

3 B. Every participating university shall adopt
4 policies to implement the provisions of the Entrepreneurial
5 International Student Tuition Act."

6 SECTION 7. APPROPRIATION.--Five million dollars
7 (\$5,000,000) is appropriated from the general fund to the
8 higher education department for expenditure in fiscal years
9 2015 and 2016 for distribution to the university of New Mexico,
10 New Mexico state university, western New Mexico university,
11 eastern New Mexico university, New Mexico highlands university
12 and the New Mexico institute of mining and technology to
13 enhance certain programs at participating universities pursuant
14 to the Entrepreneurial International Student Tuition Act. Any
15 unexpended or unencumbered balance remaining at the end of
16 fiscal year 2016 shall revert to the general fund.

17 SECTION 8. EFFECTIVE DATE.--The effective date of the
18 provisions of this act is July 1, 2014.