

# House Bill 2649

Sponsored by Representative EVANS (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act lets certain higher learning schools increase their costs without HECC approval. (Flesch Readability Score: 65.7).

Permits certain public universities in this state to increase tuition and fees without the approval of the Higher Education Coordinating Commission.

## A BILL FOR AN ACT

1  
2 Relating to tuition and fees for public universities; amending ORS 352.102.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 352.102 is amended to read:

5 352.102. (1) Except as set forth in this section, the governing board may authorize, establish,  
6 eliminate, collect, manage, use in any manner and expend all revenue derived from tuition and  
7 mandatory enrollment fees.

8 (2) The governing board shall establish a process for determining tuition and mandatory enroll-  
9 ment fees. The process must:

10 (a) Include the use of an advisory body in the manner set forth in ORS 352.103; and

11 (b) Ensure that the governing board receives and considers all written reports and minority re-  
12 ports, including all recommendations, deliberations and observations of the advisory body that are  
13 provided to the president of the university under ORS 352.103.

14 (3) The governing board shall request that the president of the university transmit to the board  
15 the joint recommendation of the president and the recognized student government before the board  
16 authorizes, establishes or eliminates any incidental fees for programs under the supervision or con-  
17 trol of the board and found by the board to be advantageous to the cultural or physical development  
18 of students.

19 (4) **Except as provided in subsection (6) of this section**, in determining tuition and mandatory  
20 enrollment fees for undergraduate students who are enrolled in a degree program and are qualified  
21 to pay resident tuition:

22 (a) The governing board may not increase the total of tuition and mandatory enrollment fees  
23 by more than five percent annually unless the board first receives approval from:

24 (A) The Higher Education Coordinating Commission; or

25 (B) The Legislative Assembly.

26 (b) The governing board shall attempt to limit annual increases in tuition and mandatory en-  
27 rollment fees for undergraduate students who are enrolled in a degree program and have established  
28 residency in Oregon to a percentage that is not greater than the percentage increase in the Higher  
29 Education Price Index, as compiled by the Commonfund Institute.

30 (5) **Except as provided in subsection (6) of this section**, if the governing board of a public

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 university requests that the commission approve an increase in the total amount of tuition and  
2 mandatory enrollment fees of more than five percent under subsection (4)(a) of this section, the  
3 public university shall provide to the commission:

4 (a) All written reports and minority reports, including all recommendations, deliberations and  
5 observations of the advisory body that are provided to the president of the university under ORS  
6 352.103; and

7 (b) Any other information or materials the commission determines are necessary in order for the  
8 commission to determine whether to approve the proposed increase in the total amount of tuition  
9 and mandatory enrollment fees.

10 **(6) Subsections (4) and (5) of this section do not apply to Eastern Oregon University,**  
11 **Southern Oregon University, Western Oregon University or Oregon Institute of Technology.**

12 [(6)] (7) The governing board may not delegate authority to determine tuition and mandatory  
13 enrollment fees for undergraduate students who are enrolled in a degree program and are qualified  
14 to pay resident tuition.

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