

CHAPTER 892

H.B. No. 1120

An Act relating to the qualifications for loans made to postsecondary students pursuant to the Texas Opportunity Plan.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 52.32(a), Education Code, is amended to read as follows:

(a) The board may authorize loans from the Texas Opportunity Plan Fund to qualified students ~~[at any participating institution of higher education in Texas]~~ if the applicant:

- (1) is a resident of Texas as defined by the board in accordance with Subchapter B, Chapter 54 of this code;
- (2) has been accepted for enrollment *at any postsecondary educational institution within the State of Texas, public or private, which has been approved by an agency of the United States government for the purpose of guaranteeing the maker of such loans against loss due to the death, disability, or default of the borrower. If the postsecondary institution that the student has been accepted to attend was not a participating institution as defined in Section 52.31 of this code on May 1, 1985, the applicant must provide evidence that he is unable to obtain a guaranteed student loan from a commercial lender;*
- (3) has established that he has insufficient resources to finance his college education;
- (4) has been recommended by reputable persons in his home community; and
- (5) has complied with other requirements established by the rules and regulations adopted by the board in conformity with this chapter.

SECTION 2. This Act takes effect September 1, 1985.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force according to its terms, and it is so enacted.

Passed by the House on May 21, 1985, by the following vote: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate on May 25, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 15, 1985

Effective: Immediately