

SENATE BILL NO. 2082

Introduced by

Education Committee

(At the request of the State Board of Higher Education)

1 A BILL for an Act to amend and reenact section 15-10-19.1 of the North Dakota Century Code,
2 relating to eligibility of veterans for resident tuition at state institutions of higher education.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 15-10-19.1 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15-10-19.1. Nonresident and resident student for tuition purposes defined.**

- 7 1. A "nonresident student" for tuition purposes means any student other than a
8 resident student.
- 9 2. A "resident student" for tuition purposes means:
- 10 a. A person whose guardian, custodial parent, or parents are legal residents of
11 this state and have resided in this state for twelve months, or a dependent
12 child whose custodial parent moved into the state with the intent to establish
13 legal residency for a period of years within the last twelve months immediately
14 prior to the beginning of the academic term;
- 15 b. A person of age eighteen or over who is a legal resident of this state and has
16 resided in this state after reaching age eighteen for twelve months
17 immediately prior to the beginning of the academic term;
- 18 c. A person who graduated from a North Dakota high school;
- 19 d. A full-time active duty member of the armed forces ~~or~~ a member of a North
20 Dakota national guard unit, or a veteran as defined in section 37-01-40;
- 21 e. A spouse or dependent of a full-time active duty member of the armed forces
22 or a member of a North Dakota national guard unit or of an employee of any
23 institution of higher education in this state, and a spouse of any other resident
24 for tuition purposes;

- 1 f. A person who was a legal resident of this state for at least three consecutive
2 years within six years of the beginning of the academic term; or
3 g. A child, ~~spouse~~, widow, or widower of a veteran as defined in section
4 37-01-40 who was killed in action or died from wounds or other
5 service-connected causes, was totally disabled as a result of
6 service-connected causes, died from service-connected disabilities, was a
7 prisoner of war, or was declared missing in action.
- 8 3. A temporary absence from the state for vacation or other special or temporary
9 purposes may not be considered an abandonment of residency in this state,
10 provided a residence is maintained in this state during the temporary absence.
11 However, a student who leaves the state and resides in another state for a period
12 of months is not considered a resident of this state during those months if the
13 student does not maintain a place of residence in this state during the student's
14 absence.