

Sixty-third
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1104

Introduced by

Education Committee

(At the request of the North Dakota University System)

1 A BILL ~~for an Act to amend and reenact subsection 2 of section 15-10-19.1 of the North Dakota~~
2 ~~Century Code, relating to the definition of nonresident and resident student for tuition~~
3 ~~purposes.~~ for an Act to amend and reenact subsection 2 of section 15-10-19.1 of the North
4 Dakota Century Code, relating to the definition of nonresident and resident student for tuition
5 purposes.

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

7 ~~— **SECTION 1. AMENDMENT.** Subsection 2 of section 15-10-19.1 of the North Dakota~~
8 ~~Century Code is amended and reenacted as follows:~~

9 ~~— 2. A "resident student" for tuition purposes means:~~

10 ~~— a. A person whose guardian, custodial parent, or parents are legal residents of this~~
11 ~~state and have resided in this state for twelve months, or a dependent child~~
12 ~~whose custodial parent moved into the state with the intent to establish legal~~
13 ~~residency for a period of years within the last twelve months immediately prior to~~
14 ~~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 immediately~~
17 ~~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, a member of a North Dakota~~
20 ~~national guard unit, or a veteran as defined in section 37-01-40;~~

21 ~~— e. A benefited employee of the North Dakota university system or the spouse or~~
22 ~~dependent of a full-time active duty member of the armed forces or a member of~~
23 ~~a North Dakota national guard unit or of a benefited employee of any institution~~

of higher education in this state ~~the North Dakota university system~~, and a spouse
of any other resident for tuition purposes;

~~f. A person who was a legal resident of this state for at least three consecutive
years within six years of the beginning of the academic term; or g. A
child, widow, or widower of a veteran as defined in section 37-01-40 who was
killed in action or died from wounds or other service-connected causes, was
totally disabled as a result of service-connected causes, died from
service-connected disabilities, was a prisoner of war, or was declared missing in
action.~~

SECTION 1. AMENDMENT. Subsection 2 of section 15-10-19.1 of the North Dakota
Century Code is amended and reenacted as follows:

2. A "resident student" for tuition purposes means:

- a. A person whose guardian, custodial parent, or parents are legal residents of this
state and have resided in this state for twelve months, or a dependent child
whose custodial parent moved into the state with the intent to establish legal
residency for a period of years within the last twelve months immediately prior to
the beginning of the academic term;
- b. A person of age eighteen or over who is a legal resident of this state and has
resided in this state after reaching age eighteen for twelve months immediately
prior to the beginning of the academic term;
- c. A person who graduated from a North Dakota high school;
- d. A full-time active duty member of the armed forces, a member of a North Dakota
national guard unit, or a veteran as defined in section 37-01-40;
- e. ~~A spouse or dependent of a full-time active duty member of the armed forces or a
member of a North Dakota national guard unit or of an employee of any
institution of higher education in this state, and a spouse of any other resident for
tuition purposes~~ A benefited employee of the North Dakota university system;
- f. The spouse of:
 - (1) A full-time active duty member of the armed forces;
 - (2) A member of a North Dakota national guard unit;
 - (3) A benefited employee of the North Dakota university system; or

1 (4) Any other individual deemed a resident for tuition purposes;

2 g. A dependent of:

3 (1) A full-time active duty member of the armed forces;

4 (2) A member of a North Dakota national guard unit; or

5 (3) A benefited employee of the North Dakota university system;

6 ~~f.~~h. A person who was a legal resident of this state for at least three consecutive
7 years within six years of the beginning of the academic term; or

8 ~~g.~~i. A child, widow, or widower of a veteran as defined in section 37-01-40 who was
9 killed in action or died from wounds or other service-connected causes, was
10 totally disabled as a result of service-connected causes, died from
11 service-connected disabilities, was a prisoner of war, or was declared missing in
12 action.