

HOUSE BILL NO. 1272

Introduced by

Representatives Mock, Amerman, Beadle, Fehr, Gruchalla

Senator Dever

1 A BILL for an Act to amend and reenact section 15-10-19.1 of the North Dakota Century Code,
2 relating to resident tuition for spouses and dependents of veterans.

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 resident
8 student.

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

10 a. ~~A person~~An individual whose guardian, custodial parent, or parents are legal
11 residents of this state and have resided in this state for twelve months, or a
12 dependent child whose custodial parent moved into the state with the intent to
13 establish legal residency for a period of years within the last twelve months
14 immediately prior to the beginning of the academic term;

15 b. ~~A person~~An individual of age eighteen or over who is a legal resident of this state
16 and has 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~~An individual who graduated from a North Dakota high school;

19 d. (1) ~~A full-time active duty member of the armed forces,~~a

20 (2) ~~A member of a North Dakota national guard unit,~~or a, ~~or~~

21 (3) ~~A veteran,~~as defined in section 37-01-40;

22 e. A spouse or dependent of ~~a~~a:

23 (1) ~~A full-time active duty member of the armed forces~~ ~~or a~~a

24 (2) ~~A member of a North Dakota national guard unit~~ ~~or of an~~a

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