

House Bill 2939

Sponsored by Representative DEMBROW, Senators NELSON, MORSE (at the request of Oregon Student Association)

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**.

Provides that certain students are considered to be state residents for purpose of determining tuition and fees at state institutions of higher education.

A BILL FOR AN ACT

1
2 Relating to resident status for higher education.

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

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 351.**

5 **SECTION 2. (1) For the purpose of determining tuition and fees for a financially inde-**
6 **pendent student, as defined by the State Board of Higher Education by rule, an institution**
7 **of higher education listed in ORS 352.002 shall consider a student who is not a citizen or a**
8 **lawful permanent resident of the United States to be a resident of this state if the student:**

9 (a) **During the five years immediately prior to receiving a high school diploma or leaving**
10 **school before receiving a high school diploma, attended an elementary or a secondary school**
11 **in this state and resided in this state;**

12 (b) **Received a high school diploma from a secondary school in this state or received the**
13 **equivalent of a high school diploma;**

14 (c) **Did not establish residency outside this state after receiving a high school diploma**
15 **or leaving school before receiving a high school diploma; and**

16 (d) **Plans, as determined by the board by rule, to become a citizen or a lawful permanent**
17 **resident of the United States.**

18 (2) **For the purpose of determining tuition and fees for a financially dependent student,**
19 **as defined by the board by rule, an institution of higher education listed in ORS 352.002 shall**
20 **consider a student who is dependent upon a person who is not a citizen or a lawful perma-**
21 **nent resident of the United States to be a resident of this state if the student:**

22 (a) **During the three years immediately prior to receiving a high school diploma or leav-**
23 **ing school before receiving a high school diploma, attended an elementary or a secondary**
24 **school in this state and resided in this state with the person upon whom the student is de-**
25 **pendent;**

26 (b) **Received a high school diploma from a secondary school in this state or received the**
27 **equivalent of a high school diploma;**

28 (c) **Did not establish residency outside this state after receiving a high school diploma**
29 **or leaving school before receiving a high school diploma; and**

30 (d) **For a student who is not already a citizen or a lawful permanent resident of the**
31 **United States, plans, as determined by the board by rule, to become a citizen or a lawful**

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 **permanent resident of the United States.**

2 **(3) A student who is considered to be a resident of this state under this section shall**
3 **retain that status until the student establishes residency outside this state.**

4 **SECTION 3. Section 2 of this 2009 Act first applies to the 2010 fall academic term.**

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