

House Bill 2162

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Veterans Affairs)

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**.

Removes 12-month residency requirement for admission as residents to community colleges and public universities for persons who are members of specified uniformed services and their spouses and dependents.

A BILL FOR AN ACT

1
2 Relating to admission of members of the uniformed services to institutions of higher education;
3 creating new provisions; and amending ORS 341.529 and 351.642.

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

5 **SECTION 1.** ORS 341.529, as amended by section 5, chapter 106, Oregon Laws 2012, is amended
6 to read:

7 341.529. (1) As used in this section:

8 (a) "Active member of the Armed Forces of the United States" includes officers and enlisted
9 personnel of the Armed Forces of the United States who:

10 (A) Reside in this state while assigned to duty at any base, station, shore establishment or other
11 facility in this state;

12 (B) Reside in this state while serving as members of the crew of a ship that has an Oregon port
13 or shore establishment as its home port or permanent station; or

14 (C) Reside in another state or a foreign country [*and establish Oregon residency by filing Oregon*
15 *state income taxes no later than 12 months before leaving active duty*].

16 (b) "Armed Forces of the United States" includes:

17 (A) The Army, Navy, Air Force, Marine Corps and Coast Guard of the United States;

18 (B) [*Reserve components*] **The reserves** of the Army, Navy, Air Force, Marine Corps or Coast
19 Guard of the United States; and

20 (C) [*The National Guard of the United States and*] The Oregon National Guard **or the National**
21 **Guard of any other state or territory.**

22 (c) "Dependent children" includes any children of an active member of the Armed Forces of the
23 United States who:

24 (A) Are under 18 years of age and not married, otherwise emancipated or self-supporting; or

25 (B) Are under 23 years of age, unmarried, enrolled in a full-time course of study in an institution
26 of higher learning and dependent on the member for over one-half of their support.

27 (2) Community colleges in Oregon shall admit active members of the Armed Forces of the United
28 States, active members of the commissioned corps of the National Oceanic and Atmospheric Ad-
29 ministration and members of the Public Health Service of the United States Department of Health
30 and Human Services detailed by proper authority for duty with the Army or Navy of the United

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 States, and their spouses and dependent children, in the same manner as Oregon residents who are
 2 residents of the community college district and shall assess the same fees and tuition rates.

3 **SECTION 2.** ORS 351.642, as amended by section 7, chapter 106, Oregon Laws 2012, is amended
 4 to read:

5 351.642. (1) As used in this section:

6 (a) "Active member of the Armed Forces of the United States" includes officers and enlisted
 7 personnel of the Armed Forces of the United States who:

8 (A) Reside in this state while assigned to duty at any base, station, shore establishment or other
 9 facility in this state;

10 (B) Reside in this state while serving as members of the crew of a ship that has an Oregon port
 11 or shore establishment as its home port or permanent station; or

12 (C) Reside in another state or a foreign country [*and establish Oregon residency by filing Oregon*
 13 *state income taxes no later than 12 months before leaving active duty*].

14 (b) "Armed Forces of the United States" includes:

15 (A) The Army, Navy, Air Force, Marine Corps and Coast Guard of the United States;

16 (B) [*Reserve components*] **The reserves** of the Army, Navy, Air Force, Marine Corps [*and*] **or**
 17 Coast Guard of the United States; and

18 (C) [*The National Guard of the United States and*] **The Oregon National Guard or the National**
 19 **Guard of any other state or territory.**

20 (c) "Dependent children" includes any children of an active member of the Armed Forces of the
 21 United States, of an active member of the commissioned corps of the National Oceanic and Atmo-
 22 spheric Administration or of a member of the Public Health Service of the United States Department
 23 of Health and Human Services detailed by proper authority for duty with the Army or Navy of the
 24 United States, who:

25 (A) Are under 18 years of age and not married, otherwise emancipated or self-supporting; or

26 (B) Are under 23 years of age, unmarried, enrolled in a full-time course of study in an institution
 27 of higher learning and dependent on the member for over one-half of their support.

28 (2) Active members of the Armed Forces of the United States, active members of the commis-
 29 sioned corps of the National Oceanic and Atmospheric Administration and members of the Public
 30 Health Service of the United States Department of Health and Human Services detailed by proper
 31 authority for duty with the Army or Navy of the United States, and their spouses and dependent
 32 children, are considered residents of this state for the purpose of admission and for the purpose of
 33 determining fees and tuition to be paid by such individuals while attending any public university
 34 that is under the control of the State Board of Higher Education.

35 (3) The State Board of Higher Education may contract with the Armed Forces of the United
 36 States to furnish educational service in the public universities to active members of the Armed
 37 Forces of the United States.

38 (4) The State Board of Higher Education shall determine the number of such students that
 39 should be accepted and shall make final decisions on admission of individual applicants.

40 (5) Students attending the public universities under contracts with the Armed Forces of the
 41 United States under this section shall pay fees and tuition customarily charged Oregon students.

42 (6) Payments made by the Armed Forces of the United States under such contracts shall be de-
 43 posited in a designated account in the Oregon University System Fund established by ORS 351.506
 44 in the same manner that fees and tuition payments for resident students are deposited and credited.

45 **SECTION 3. The amendments to ORS 341.529 and 351.642 by sections 1 and 2 of this 2013**

1 **Act apply to persons admitted to community colleges and public universities in Oregon on**
2 **or after the effective date of this 2013 Act.**

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