

By: Guice

To: Universities and  
Colleges

HOUSE BILL NO. 7

1 AN ACT TO AMEND SECTION 37-103-7, MISSISSIPPI CODE OF 1972,  
2 TO CREATE A PRESUMPTION OF MISSISSIPPI RESIDENCY FOR TUITION  
3 PURPOSES FOR STUDENTS GRADUATING FROM MISSISSIPPI HIGH SCHOOLS AND  
4 ENROLLING IN STATE COMMUNITY COLLEGES OR INSTITUTIONS OF HIGHER  
5 LEARNING IN THE SAME YEAR; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 37-103-7, Mississippi Code of 1972, is  
8 amended as follows:

9 37-103-7. (1) Subject to the provisions of subsection (2)  
10 of this section, the residence of a person less than twenty-one  
11 (21) years of age is that of the father. After the death of the  
12 father, the residence of the minor is that of the mother. If the  
13 parents are divorced, the residence of the minor is that of the  
14 parent who was granted custody by the court; if custody was not  
15 granted, the residence continues to be that of the father. If  
16 both parents are dead, the residence of the minor is that of the  
17 last surviving parent at the time of that parent's death, unless  
18 the minor lives with a legal guardian of his person duly appointed  
19 by a proper court of Mississippi, in which case his residence  
20 becomes that of the guardian.

21 (2) Graduation from a high school located in Mississippi  
22 creates a presumption of residency in Mississippi if a student is

23 accepted for enrollment and admitted at a state community or  
24 junior college or institution of higher learning during the same  
25 calendar year that the student graduates from the Mississippi high  
26 school, and no documentation other than proof of such graduation  
27 may be required from the student for the purpose of establishing  
28 residency in Mississippi.

29         SECTION 2. This act shall take effect and be in force from  
30 and after its passage.