

By: Representatives Peranich, Arinder, Brown, Dedeaux, Formby, Franks, Frierson, Gunn, Holland, Horne, Howell, Mayo, Miles, Moak, Montgomery, Moss, Pierce, Reynolds, Robinson (63rd), Smith (39th), Staples, Stringer, Sullivan, Upshaw, Ward, Warren, Watson, Whittington

To: Universities and Colleges

HOUSE BILL NO. 524
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 37-103-7, MISSISSIPPI CODE OF 1972,
2 TO CLARIFY THE RESIDENCE STATUS OF MINOR STUDENTS FOR THE PURPOSE
3 OF ATTENDANCE AT UNIVERSITIES AND COMMUNITY COLLEGES; AND FOR
4 RELATED PURPOSES.

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

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

8 37-103-7. For purposes of determining whether a person pays
9 out-of-state or in-state tuition for attendance at universities,
10 community and junior colleges, the residence of a person less than
11 twenty-one (21) years of age is that of the father, the mother or
12 a general guardian duly appointed by a proper court in
13 Mississippi. If a court has granted custody of the minor to one
14 (1) parent, the residence of the minor is that of the parent who
15 was granted custody by the court * * *. If both parents are dead,
16 the residence of the minor is that of the last surviving parent at
17 the time of that parent's death, unless the minor lives with a
18 general guardian * * * duly appointed by a proper court of
19 Mississippi, in which case his residence becomes that of the
20 guardian. A student who, upon registration at a Mississippi
21 institution of higher learning or community college, presents a
22 transcript demonstrating graduation from a Mississippi secondary
23 school and who has been a secondary school student in Mississippi
24 for not less than the final four (4) years of secondary school
25 attendance shall not be required to pay out-of-state tuition.
26 This section shall not apply to the residence of a person as it
27 relates to residency for voter registration or voting.

28 **SECTION 2.** This act shall take effect and be in force from
29 and after July 1, 2005.