

By: Representative Young

To: Universities and
Colleges

HOUSE BILL NO. 890

1 AN ACT TO AMEND SECTION 37-103-7, MISSISSIPPI CODE OF 1972,
2 TO CLARIFY THAT IN ORDER TO QUALIFY FOR IN-STATE TUITION, CERTAIN
3 MINOR STUDENTS WHO ATTENDED AND GRADUATED FROM SECONDARY SCHOOLS
4 IN MISSISSIPPI MUST RESIDE WITHIN THE STATE OF MISSISSIPPI UPON
5 REGISTERING AT A STATE COLLEGE OR UNIVERSITY; AND FOR RELATED
6 PURPOSES.

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

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

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

29 residence of a person as it relates to residency for voter
30 registration or voting.

31 **SECTION 2.** This act shall take effect and be in force from
32 and after July 1, 2006.