

By: Senator(s) Harden

To: Universities and
Colleges; Appropriations

SENATE BILL NO. 2635

1 AN ACT TO AMEND SECTION 37-103-7, MISSISSIPPI CODE OF 1972,
2 TO CLARIFY THE RESIDENT STATUS OF CERTAIN UNIVERSITY STUDENTS FOR
3 TUITION PURPOSES; AND FOR RELATED PURPOSES.

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

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

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

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