

By: Representative Fleming

To: Universities and  
Colleges; Appropriations

## HOUSE BILL NO. 414

1 AN ACT TO AMEND SECTION 37-103-25, MISSISSIPPI CODE OF 1972,  
2 TO REQUIRE THE STATE INSTITUTIONS OF HIGHER LEARNING AND COMMUNITY  
3 AND JUNIOR COLLEGES TO WAIVE OUT-OF-STATE TUITION FOR NONRESIDENT  
4 STUDENTS WHO ARE RESIDENTS OF ALABAMA, ARKANSAS, LOUISIANA OR  
5 TENNESSEE; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 37-103-25, Mississippi Code of 1972, is  
8 amended as follows:

9 37-103-25. (1) The Board of Trustees of State Institutions  
10 of Higher Learning and the boards of trustees of the community  
11 colleges and junior colleges are authorized to prescribe the  
12 amount of tuition and fees to be paid by resident and nonresident  
13 students attending the several state-supported institutions of  
14 higher learning and community colleges and junior colleges of the  
15 State of Mississippi.

16 (2) Except as otherwise provided in this subsection, the  
17 total tuition to be paid by residents of other states shall not be  
18 less than the average cost per student from appropriated funds.  
19 However, the tuition to be paid by a resident of another state  
20 shall be equal to the tuition amount established for residents  
21 under subsection (1) of this section if:

22 (a) (i) The nonresident student was born in the State  
23 of Mississippi but subsequently relocated and resided outside the  
24 state as a minor under the care of the minor's father or mother,  
25 or both;

26 (ii) The nonresident student is a veteran who  
27 served in the Armed Forces of the United States; and

28                   (iii) The nonresident student is domiciled in  
29 Mississippi no later than six (6) months after the nonresident  
30 student's separation from service, as evidenced by a Report of  
31 Separation from Military Service or other military discharge  
32 document, for the purpose of enrolling in a state institution of  
33 higher learning or a community or junior college; \* \* \*

34                   (b) The nonresident student is an evacuee of an area  
35 affected by Hurricane Katrina or Hurricane Rita. This waiver  
36 shall be applicable to the 2005-2006 school year only; or

37                   (c) The nonresident student is a resident of Alabama,  
38 Arkansas, Louisiana or Tennessee.

39                   **SECTION 2.** This act shall take effect and be in force from  
40 and after July 1, 2007.