

By: Representatives Ishee, Robertson

To: Universities and Colleges

HOUSE BILL NO. 389

1 AN ACT TO AMEND SECTION 37-103-25, MISSISSIPPI CODE OF 1972,
2 TO ESTABLISH THE TUITION AT STATE UNIVERSITIES AND COMMUNITY
3 COLLEGES FOR NONRESIDENTS; TO AMEND SECTIONS 37-29-81 AND
4 37-29-423, MISSISSIPPI CODE OF 1972, IN CONFORMITY TO THE
5 PROVISIONS OF THIS ACT; 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 [Until July 1, 2006, this section will read as follows:]

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

17 (2) Except as otherwise provided in subsection (3) of this
18 section, in prescribing the rates to be paid by residents of other
19 states, the total tuition shall not be less than the average cost
20 per student from appropriated funds.

21 (3) (a) The tuition to be paid by a resident of another
22 state who was enrolled at a state institution of higher learning
23 or a state community college or junior college during the
24 2001-2002 academic year shall be equal to the tuition amount
25 established under subsection (2) of this section so long as the
26 student maintains continuous enrollment for at least two (2)
27 semesters or three (3) quarters in each successive academic year
28 at the state institution of higher learning or community college



29 or junior college in which he is enrolled. However, if the
30 nonresident student ceases to maintain continuous enrollment at
31 the state institution of higher learning or a state community
32 college or junior college in which he is enrolled, the tuition to
33 be paid by the student, upon his reenrollment, shall be determined
34 in accordance with paragraph (b) or (c) of this subsection. An
35 institution of higher learning or a community college or junior
36 college, in its discretion, may grant an exception to this
37 requirement for any nonresident student who does not maintain
38 continuous enrollment for the purpose of participating in a
39 cooperative program, internship program or foreign study program.

40 (b) Except as otherwise provided in paragraph (a) of
41 this subsection, beginning with the 2002-2003 academic year, the
42 tuition to be paid by a resident of another state at a state
43 institution of higher learning shall be equal to the average
44 nonresident tuition assessed by the state-supported institutions
45 of higher learning in the state which is the legal residence of
46 the student, as determined annually by the Board of Trustees of
47 State Institutions of Higher Learning.

48 (c) Except as otherwise provided in paragraph (a) of
49 this subsection, beginning with the 2002-2003 academic year, the
50 tuition to be paid by a resident of another state at a state
51 community college or junior college shall be equal to the average
52 nonresident tuition assessed by the state-supported community
53 colleges or junior colleges, or both, in the state which is the
54 legal residence of the student, as determined annually by the
55 State Board for Community and Junior Colleges.

56 **[From and after July 1, 2006, this section will read as**
57 **follows:]**

58 37-103-25. (1) The Board of Trustees of State Institutions
59 of Higher Learning and the boards of trustees of the community
60 colleges and junior colleges are * * * authorized to prescribe the
61 amount of tuition and fees to be paid by students attending the



62 several state-supported institutions of higher learning and
63 community colleges and junior colleges of the State of
64 Mississippi. * * *

65 (2) (a) The tuition to be paid by a resident of another
66 state at a state institution of higher learning shall be equal to
67 the average nonresident tuition assessed by the state-supported
68 institutions of higher learning in the state which is the legal
69 residence of the student, as determined annually by the Board of
70 Trustees of State Institutions of Higher Learning.

71 (b) The tuition to be paid by residents of other states
72 at the state community colleges and junior colleges shall be equal
73 to the average nonresident tuition assessed by the state-supported
74 community colleges or junior colleges, or both, in the state which
75 is the legal residence of the student, as determined annually by
76 the State Board for Community and Junior Colleges.

77 **SECTION 2.** Section 37-29-81, Mississippi Code of 1972, is
78 amended as follows:

79 37-29-81. The district, in the discretion of the board of
80 trustees, may charge fees and tuitions in accordance with Section
81 37-103-25.

82 **SECTION 3.** Section 37-29-423, Mississippi Code of 1972, is
83 amended as follows:

84 37-29-423. The Mississippi Gulf Coast Junior College
85 District, in the discretion of the board of trustees, may charge
86 fees and tuitions in accordance with Section 37-103-25.

87 **SECTION 4.** This act shall take effect and be in force from
88 and after July 1, 2002.

