

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 3077

By: Dorman

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5  
6 AS INTRODUCED

7 An Act relating to education; making certain military  
8 students eligible for in-state residency status at  
9 higher education institutions and technology center  
10 school districts; specifying eligibility criteria for  
11 resident tuition; making spouses and dependent  
12 children of certain military students eligible;  
13 providing for continuation of in-state or resident  
14 status after a military-ordered out-of-state transfer  
15 under certain conditions; providing for continuation  
16 of in-state or resident status upon discharge under  
17 certain conditions; providing for codification;  
18 providing an effective date; and declaring an  
19 emergency.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 3247 of Title 70, unless there  
23 is created a duplication in numbering, reads as follows:

24 A. A student shall be eligible for in-state status for an  
institution within The Oklahoma State System of Higher Education  
regardless of the residency of the student if the student:

1 1. Is currently serving as a member of the active uniformed  
2 military services of the United States on full-time active duty  
3 status of more than thirty (30) days;

4 2. Is currently serving as a member of the military reserve on  
5 active duty orders of more than thirty (30) days; or

6 3. Is currently serving as a certified active member of the  
7 Oklahoma Air or Army National Guard in good standing.

8 B. To be eligible for resident tuition as provided for in  
9 subsection A of this section and to maintain eligibility, the  
10 student shall:

11 1. Satisfy admission and retention standards as determined by  
12 the Oklahoma State Regents for Higher Education for the appropriate  
13 type of institution;

14 2. Have secured admission to and enrolled in a full-time or  
15 part-time program of study at an institution within The Oklahoma  
16 State System of Higher Education;

17 3. Be enrolled in a program of study leading to an associate or  
18 a baccalaureate degree;

19 4. Be stationed in Oklahoma or temporarily present through  
20 military orders; and

21 5. Be continuously enrolled in a program of study at an  
22 institution within The Oklahoma State System of Higher Education.

23 C. The spouse and dependent children of a person who meets the  
24 in-state status eligibility requirement as set forth in subsection A

1 of this section shall be eligible for resident tuition as long as  
2 they meet the requirements as set forth in subsection B of this  
3 section.

4 D. When a student who meets the requirements of this section is  
5 transferred out-of-state through military orders, the student, the  
6 spouse of the student and dependent children shall continue to be  
7 classified as in-state status for as long as they remain  
8 continuously enrolled in a program of study at an institution within  
9 The Oklahoma State System of Higher Education.

10 E. A student who meets the requirements of this section and has  
11 been discharged or released under conditions other than dishonorable  
12 and who remains in the state, may retain in-state status  
13 classification without the twelve-month waiting period if the  
14 student establishes domicile in the state.

15 SECTION 2. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 14-108.2 of Title 70, unless  
17 there is created a duplication in numbering, reads as follows:

18 A. A student shall be eligible for residency status for a  
19 program offered at a technology center school district regardless of  
20 the residency of the student if the student:

21 1. Is currently serving as a member of the active uniformed  
22 military services of the United States on full-time active duty  
23 status of more than thirty (30) days;

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1           2. Is currently serving as a member of the military reserve on  
2 active duty orders of more than thirty (30) days; or

3           3. Is currently serving as a certified active member of the  
4 Oklahoma Air or Army National Guard in good standing.

5           B. To be eligible for resident tuition as provided for in  
6 subsection A of this section and to maintain eligibility, the  
7 student shall:

8           1. Satisfy enrollment and retention standards as determined by  
9 the board of education of the technology center school district;

10          2. Have enrolled in a full-time or part-time program at a  
11 technology center school district;

12          3. Be stationed in Oklahoma or temporarily present through  
13 military orders; and

14          4. Be continuously enrolled in a program at a technology center  
15 school district.

16          C. The spouse and dependent children of a person who meets the  
17 resident status eligibility requirement as set forth in subsection A  
18 of this section shall be eligible for resident tuition as long as  
19 they meet the requirements as set forth in subsection B of this  
20 section.

21          D. When a student who meets the requirements of this section is  
22 transferred out-of-state through military orders, the student, the  
23 spouse of the student and dependent children shall continue to be  
24 classified as resident status for as long as they remain

1 continuously enrolled in a program at a technology center school  
2 district.

3 E. A student who meets the requirements of this section and has  
4 been discharged or released under conditions other than dishonorable  
5 and who remains in the state, may retain resident status  
6 classification if the student establishes domicile in the state.

7 SECTION 3. This act shall become effective July 1, 2012.

8 SECTION 4. It being immediately necessary for the preservation  
9 of the public peace, health and safety, an emergency is hereby  
10 declared to exist, by reason whereof this act shall take effect and  
11 be in full force from and after its passage and approval.

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