

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1308

By: Brooks

AS INTRODUCED

An Act relating to higher education; amending 70 O.S. 2021, Section 3242, which relates to eligibility for resident tuition; adding eligibility provisions for resident tuition; updating statutory language; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 3242, is amended to read as follows:

Section 3242. A. The Oklahoma State Regents for Higher Education may adopt a policy which allows a student to enroll in an institution within The Oklahoma State System of Higher Education and allows a student to be eligible for resident tuition if the student:

1.
 - a. Is a citizen of the United States,
 - b. Graduated from a public or private high school in this state, and
 - c. Resided in this state with a parent or legal guardian while attending classes at a public or private high

school in this state for at least two (2) years prior
to graduation; or

2. a. Graduated from a public or private high school in this
state~~7,~~ and

~~2. Resided~~

b. Resided in this state with a parent or legal guardian
while attending classes at a public or private high
school in this state for at least two (2) years prior
to graduation.

B. To be eligible for the provisions of subsection A of this
section, an eligible student shall:

1. Satisfy admission standards as determined by the Oklahoma
State Regents for Higher Education for the appropriate type of
institution and have secured admission to, and enrolled in, an
institution within The Oklahoma State System of Higher Education;
and

2. If the student cannot present to the institution valid
documentation of United States nationality or an immigration status
permitting study at a postsecondary institution:

a. provide to the institution a copy of a true and
correct application or petition filed with the United
States Citizenship and Immigration Services to
legalize the student's immigration status, or

1 b. file an affidavit with the institution stating that
2 the student will file an application to legalize his
3 or her immigration status at the earliest opportunity
4 the student is eligible to do so, but in no case later
5 than:

6 (1) one (1) year after the date on which the student
7 enrolls for study at the institution, or

8 (2) if there is no formal process to permit children
9 of parents without lawful immigration status to
10 apply for lawful status without risk of
11 deportation, one (1) year after the date the
12 United States Citizenship and Immigration
13 Services ~~provide~~ provides such a formal process,
14 and

15 c. if the student files an affidavit pursuant to
16 subparagraph b of this paragraph, present to the
17 institution a copy of a true and correct application
18 or petition filed with the United States Citizenship
19 and Immigration Services no later than:

20 (1) one (1) year after the date on which the student
21 enrolls for study at the institution, or

22 (2) if there is no formal process to permit children
23 of parents without lawful immigration status to
24 apply for lawful status without risk of

1 deportation, one (1) year after the date the
2 United States Citizenship and Immigration
3 Services ~~provide~~ provides such a formal process,
4 which copy shall be maintained in the
5 institution's records for that student.

6 C. Any student who completes the required criteria prescribed
7 in subsection A of this section, paragraph 1 of subsection B of this
8 section, and subparagraph a of paragraph 2 of subsection B of this
9 section shall not be disqualified on the basis of the student's
10 immigration status from any scholarships or financial aid provided
11 by this state.

12 D. The provisions of this section shall not impose any
13 additional conditions to maintain resident tuition status at a
14 postsecondary educational institution within The Oklahoma State
15 System of Higher Education on a student who was enrolled in a degree
16 program and first received such resident tuition status at that
17 institution during the 2006-2007 school year or any prior year.

18 SECTION 2. This act shall become effective July 1, 2026.

19 SECTION 3. It being immediately necessary for the preservation
20 of the public peace, health, or safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.
23

24 60-2-2753

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