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HOUSE BILL 789

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Brian K. Moore

AN ACT

RELATING TO EDUCATION; INCLUDING OTHER STATE POST-SECONDARY
EDUCATIONAL INSTITUTIONS IN DEFINITION OF "RESIDENT STUDENT";
AMENDING A SECTION OF THE NMSA 1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-1-3 NMSA 1978 (being Laws 1970,
Chapter 47, Section 1, as amended) is amended to read:

"21-1-3. STATE EDUCATIONAL INSTITUTIONS-- RESIDENT
STUDENTS. --

A. For the purpose of tuition payment at the
resident student rates at state educational institutions as
defined in Article 12, Section 11 of the constitution of New
Mexico, or at other state post-secondary educational
institutions, "resident student" includes:

- (1) any person not otherwise entitled to claim

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1 residence who is a member of the armed forces of the United
2 States or armed forces of a foreign country assigned to active
3 duty within the exterior boundaries of this state; and

4 (2) the spouse or dependent child of any
5 person who qualifies under Paragraph (1) of this subsection.

6 B. Assignment to active duty within the exterior
7 boundaries of this state may be established by a certificate of
8 assignment from the commanding officer of the person so
9 assigned.

10 C. For the purpose of tuition payment at resident
11 student rates at New Mexico highlands university, "resident
12 student" may include any person who is a Native American and a
13 citizen of the United States.

14 D. For the purposes of tuition payment and budget
15 and revenue calculations, the board of regents of any state
16 post-secondary [~~state~~] educational institution as defined in
17 Article 12, Section 11 of the constitution of New Mexico, or of
18 any other state post-secondary educational institution, may
19 determine that "resident student" includes any [~~Texas~~] resident
20 who resides within a one hundred thirty-five mile radius of
21 that institution.

22 E. For the [~~purpose~~] purposes of tuition payment
23 and budget and revenue calculations, "resident student"
24 includes any student receiving an athletic scholarship from a
25 state post-secondary educational institution as set forth in

1 Article 12, Section 11 of the constitution of New Mexico. "

2 Section 2. EFFECTIVE DATE. --The effective date of the
3 provisions of this act is July 1, 2003.

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