



This Bill Analysis reflects the contents of the bill as it was presented in committee.

HOUSE BILL 62: In-State Tuition/Members Served on USS NC.

2019-2020 General Assembly

Committee:	House Education - Universities. If favorable, re-refer to Education - Community Colleges. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	March 19, 2019
Introduced by:	Reps. Cleveland, Horn	Prepared by:	Samantha Yarborough Staff Attorney
Analysis of:	PCS to First Edition H62-CSBN-3		

OVERVIEW: *HB 62 would make any member of the United States Armed Forces that has served on the USS North Carolina SSN 777 for at least 180 days eligible to receive the in-State tuition rate.*

The PCS to HB 62 would authorize qualifying members to receive in-state tuition even after discharge or release from the Armed Forces, as well as make technical and organizational changes.

CURRENT LAW: G.S. 116-143.1 states that to qualify as a resident for tuition purposes, a person must have established legal residence (domicile) in North Carolina and maintained that legal residence for at least 12 months immediately prior to his or her classification as a resident for tuition purposes.

G.S. 116-143.3 allows Armed Forces personnel to be charged the in-State tuition rate without meeting the requirements of G.S. 116-143.1 if the person is living in the State incident to active military duty. In the event that the active duty member is reassigned outside of the State or retires, the member continues to be eligible for in-State tuition rate as long as the member is continuously enrolled. The member has the burden of proving entitlement to this benefit.

G.S. 116-143.3A waives the 12-month residency requirement of G.S. 116-143.1 for veterans living in North Carolina who are entitled to federal education benefits under 38 U.S.C. Chapter 30 or 38 U.S.C. Chapter 33 and enroll within three years of discharge or release from the Armed Forces.

BILL ANALYSIS: The PCS would create a new exception to the residency requirements of G.S.116-143.1 for members of the United States Armed Forces that have served at least 180 days on the USS North Carolina SSN 777. Any member applying for the benefit of this exception would have the burden of proving entitlement to the exception.

EFFECTIVE DATE: The PCS would become effective on July 1, 2019, and apply beginning with the 2019-2020 academic year.

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