

By: Morrison

H.B. No. 3829

A BILL TO BE ENTITLED

AN ACT

relating to information required to establish resident status in connection with tuition and fees charged by public institutions of higher education.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 54.053, Education Code, is amended to read as follows:

Sec. 54.053. INFORMATION REQUIRED TO ESTABLISH RESIDENT STATUS. A person shall submit the following information to an institution of higher education to establish resident status under this subchapter:

(1) if the person applies for resident status under Section 54.052(a)(1):

(A) a statement of the dates and length of time the person has resided in this state, as relevant to establish resident status under this subchapter; and

(B) a statement by the person that the person's presence in this state for that period was for a purpose of establishing and maintaining a domicile;

(2) if the person applies for resident status under Section 54.052(a)(2):

(A) a statement of the dates and length of time any parent of the person has resided in this state, as relevant to establish resident status under this subchapter; and

1 (B) a statement by the parent or, if the parent is
2 unable or unwilling to provide the statement, a statement by the
3 person that the parent's presence in this state for that period was
4 for a purpose of establishing and maintaining a domicile; or

5 (3) if the person applies for resident status under
6 Section 54.052(a)(3):

7 (A) a statement of the dates and length of time
8 the person has resided in this state, as relevant to establish
9 resident status under this subchapter; and

10 (B) if the person is not a citizen or permanent
11 resident of the United States, proof acceptable to the institution
12 that the person has submitted to the appropriate federal
13 immigration authority a Declaration of Intention [~~an affidavit~~
14 ~~stating that the person will apply~~] to become a citizen [~~permanent~~
15 ~~resident~~] of the United States [~~as soon as the person becomes~~
16 ~~eligible to apply~~].

17 SECTION 2. The changes in law made by this Act apply
18 beginning with resident status at public institutions of higher
19 education for the 2007 fall semester. Resident status for a
20 semester or session before the 2007 fall semester is governed by the
21 applicable law in effect before the effective date of this Act, and
22 that law is continued in effect for that purpose.

23 SECTION 3. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2007.