

1 SENATE BILL 482

2 **47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

3 INTRODUCED BY

4 Leonard Tsosie

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10 AN ACT

11 RELATING TO HIGHER EDUCATION; DEFINING "RESIDENT STUDENT" AT  
12 STATE POST-SECONDARY EDUCATIONAL INSTITUTIONS TO INCLUDE  
13 MEMBERS OF INDIAN NATIONS, TRIBES AND PUEBLOS LOCATED WHOLLY OR  
14 PARTIALLY IN NEW MEXICO.

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

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

19 "21-1-3. STATE EDUCATIONAL INSTITUTIONS--RESIDENT  
20 STUDENTS.--

21 A. For the purpose of tuition payment at the  
22 resident student rates at state educational institutions [~~as~~  
23 ~~defined~~] enumerated in Article 12, Section 11 of the  
24 constitution of New Mexico, "resident student" includes:

25 (1) any person not otherwise entitled to claim

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underscored material = new  
[bracketed material] = delete

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[bracketed material] = delete

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 post-  
16 secondary, state educational institution [~~as defined~~]  
17 enumerated in Article 12, Section 11 of the constitution of New  
18 Mexico may determine that "resident student" includes any Texas  
19 resident who resides within a one hundred thirty-five mile  
20 radius of that institution.

21 E. For the purpose of tuition payment and budget  
22 and revenue calculations, "resident student" includes any  
23 student receiving an athletic scholarship from a post-secondary  
24 educational institution set forth in Article 12, Section 11 of  
25 the constitution of New Mexico.

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