

AMENDED IN ASSEMBLY APRIL 9, 2012
AMENDED IN ASSEMBLY MARCH 21, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2250

Introduced by Assembly Members Beth Gaines and Norby
(Coauthors: Assembly Members *Achadjian, Bonilla, Donnelly, and*
***Knight and Portantino*)**
(Coauthor: Senator Runner)

February 24, 2012

An act to add Section 68074.5 to the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2250, as amended, Beth Gaines. Public postsecondary education: nonresident tuition: military members.

Existing law establishes the segments of the public postsecondary education system in the state, including the University of California administered by the Regents of the University of California, the California State University administered by the Trustees of the California State University, and the California Community Colleges administered by the Board of Governors of the California Community Colleges. Existing law establishes uniform student residency requirements for purposes of ascertaining the amount of fees to be paid by students at these segments of public postsecondary education.

This bill would require a student, or a spouse of a person, who is ~~an active member of the Armed Forces of the United States, as defined, or the State Military Reserve who has served at least 36 months, or who~~ is a former member *of the* Armed Forces of the United States or the

State Military Reserve who served for at least 36 months and received a specified discharge, to be exempt from paying nonresident tuition at the California State University and the California Community Colleges *if he or she files an affidavit with the institution stating his or her intent to establish residency in California as soon as possible*, and would request those persons to be exempt from paying nonresident tuition at the University of California. By requiring community college districts to exempt these persons from paying nonresident tuition, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 68074.5 is added to the Education Code,
2 to read:
3 68074.5. (a) A student, or spouse of a person, who is ~~an active~~
4 ~~member of the Armed Forces of the United States or the State~~
5 ~~Military Reserve who has served for at least 36 months~~, or a former
6 member of the Armed Forces of the United States or the State
7 Military Reserve who served for at least 36 months and received
8 an honorable discharge, shall be exempt from paying nonresident
9 tuition at the California State University and the California
10 Community Colleges, and is requested to be exempt from paying
11 nonresident tuition at the University of California *if he or she files*
12 *an affidavit with the institution stating that he or she intends to*
13 *establish residency in California as soon as possible.*
14 (b) For purposes of this section, “Armed Forces of the United
15 States” means the Air Force, Army, Coast Guard, Marine Corps,
16 National Guard, Naval Militia, Navy, and the reserve components
17 of each of those forces, including the California National Guard.
18 SEC. 2. If the Commission on State Mandates determines that
19 this act contains costs mandated by the state, reimbursement to

1 local agencies and school districts for those costs shall be made
2 pursuant to Part 7 (commencing with Section 17500) of Division
3 4 of Title 2 of the Government Code.

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