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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

H.B. 16  
133rd General Assembly

## Bill Analysis

**Version:** As Introduced

**Primary Sponsor:** Rep. Perales

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### Summary

- Qualifies active duty military service members, and their spouses and dependents, for in-state tuition at state institutions of higher education.

### Detailed Analysis

#### Active duty military families as Ohio residents

The bill requires the Chancellor of Higher Education to grant Ohio residency to military service members on active duty, as well as their spouses and dependents, for the purposes of qualifying for in-state tuition at state institutions of higher education. Military service members, spouses, and dependents are not required to be domiciled in Ohio as of the first day of an institution's term of enrollment to qualify as Ohio residents.<sup>1</sup>

#### Background

Under current law, the Chancellor must define residency status for tuition purposes at state institutions of higher education. Statutory law specifies that the rules prevent individuals living in Ohio primarily to attend state institutions from being treated as residents of Ohio for the purposes of in-state tuition. The Chancellor also is generally required to consider veterans who served on active duty, their spouses, and their dependents as residents of Ohio for such purposes.<sup>2</sup>

Additionally, current law prohibits state institutions of higher education from charging out-of-state tuition and fees to a nonresident student who is either a member of the United States armed forces that is stationed in Ohio pursuant to military orders or a member of the

<sup>1</sup> R.C. 3333.31(D).

<sup>2</sup> R.C. 3333.31(A), (B), and (C).

National Guard. State institutions are similarly prohibited from charging out-of-state tuition and fees to the spouses or child dependents of nonresident students who meet those criteria.<sup>3</sup>

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## History

Action	Date
Introduced	02-12-19

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<sup>3</sup> R.C. 3333.42, not in the bill.