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H.B. 371*
133rd General Assembly

Bill Analysis

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Version: As Reported by House Higher Education

Primary Sponsor: Rep. Merrin

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SUMMARY

- Expands residency status for in-state college tuition rates to qualifying individuals who received a certificate of high school equivalency while residing in Ohio but subsequently relocated out of state.

DETAILED ANALYSIS

Residency status

The bill requires the Chancellor of Higher Education to grant residency status, for purposes of in-state tuition, to students who, while residing in Ohio and meeting the requirements for in-state residency, officially withdrew from school, passed a high school equivalency test, and received a certificate of high school equivalency, but who subsequently moved out of state and then relocated back to Ohio. Additionally, the student must not have received a high school diploma in Ohio or another state or country.¹

The bill's extension of residency status expands a provision of continuing law commonly known as the Forever Buckeye program.² Under the existing program, a student who graduated from an Ohio high school or who finished the final year of homeschooling in Ohio, and was eligible for in-state tuition at that time, may reestablish domicile in Ohio *at any time* to qualify for in-state tuition.³ The program essentially exempts eligible students from the usual 12-month

* This analysis was prepared before the report of the House Higher Education Committee appeared in the House Journal. Note that the legislative history may be incomplete.

¹ R.C. 3333.31(E)(1)(b).

² <https://www.ohiohighered.org/forever-buckeyes>.

³ R.C. 3333.31(E)(1)(a).

waiting period necessary to establish Ohio residency.⁴ Under the bill, students who received a certificate of high school equivalency in Ohio also may qualify for the program.

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 must generally prevent individuals living in Ohio primarily to attend state institutions from being treated as residents of Ohio for the purposes of in-state tuition.⁵

HISTORY

Action	Date
Introduced	10-17-19
Reported, H. Higher Education	---

H0371-RH-133/ar

⁴ Ohio Administrative Code 3333-1-10.

⁵ R.C. 3333.31(A).