Senate Bill 44
By: Senators Orrock of the 36th, Henson of the 41st, Fort of the 39th, Harbison of the 15th, Jones of the 10th and others

A BILL TO BE ENTITLED
AN ACT

To amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide that noncitizen students receiving a grant of deferred action for childhood arrivals from the United States Department of Homeland Security may be extended the same consideration as citizens of the United States in determining whether they qualify for in-state classification for purposes of tuition and fees by the university system and the Technical College System of Georgia; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by revising subsection (d) of Code Section 20-3-66, relating to the determination of in-state resident status of students for tuition or fees by the university system, as follows:

"(d) Except for noncitizen students who have received a grant of deferred action for childhood arrivals from the United States Department of Homeland Security, noncitizen students shall not be classified as in-state for tuition purposes unless the student is legally in this state and there is evidence to warrant consideration of in-state classification as determined by the board of regents. Lawful permanent residents, refugees, asylees, or other eligible noncitizens as defined by federal Title IV regulations, or noncitizens who have received a grant of deferred action for childhood arrivals from the United States Department of Homeland Security may be extended the same consideration as citizens of the United States in determining whether they qualify for in-state classification. International students who reside in the United States under nonimmigrant status conditioned at least in part upon intent not to abandon a foreign domicile shall not be eligible for in-state classification."

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SECTION 2.

Said title is further amended by revising subsection (a) of Code Section 20-4-21, relating to tuition fees by the Technical College System of Georgia, as follows:

“(a) Any postsecondary technical school operated by a local board of education, an area postsecondary technical education board, or the Technical College System of Georgia shall be authorized to charge tuition fees in conformity with the rules and regulations promulgated by the State Board of the Technical College System of Georgia; provided, however, that such rules and regulations may extend the same consideration that is given to citizens of the United States to noncitizens who have received a grant of deferred action for childhood arrivals from the United States Department of Homeland Security in determining whether such noncitizens qualify for in-state classification of tuition fees.”

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.