



CHESTER J. CULVER
GOVERNOR

OFFICE OF THE GOVERNOR

PATTY JUDGE
LT. GOVERNOR

May 26, 2009

The Honorable Michael Mauro
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 451, an Act relating to the definition of resident for purposes of undergraduate tuition and fees for qualified veterans, and certain military persons, and their spouses and dependent children at Iowa's public universities and community colleges.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver".

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





SENATE FILE 451

AN ACT

RELATING TO THE DEFINITION OF RESIDENT FOR PURPOSES OF UNDERGRADUATE TUITION AND FEES FOR QUALIFIED VETERANS, AND CERTAIN MILITARY PERSONS, AND THEIR SPOUSES AND DEPENDENT CHILDREN AT IOWA'S PUBLIC UNIVERSITIES AND COMMUNITY COLLEGES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 260C.14, subsection 14, Code 2009, is amended to read as follows:

14. a. In its discretion, adopt rules relating to the classification of students enrolled in the community college who are residents of Iowa's sister states as residents or nonresidents for tuition and fee purposes.

b. (1) Adopt rules to classify as residents for purposes of tuition and mandatory fees, qualified veterans and qualified military persons and their spouses and dependent children who are domiciled in this state while enrolled in a community college. A spouse or dependent child of a military person or veteran shall not be deemed a resident under this paragraph "b" unless the qualified military person or qualified veteran meets the requirements of subparagraph (2), subparagraph division (b) or (c), as appropriate.

(2) For purposes of this paragraph "b", unless the context otherwise requires:

(a) "Dependent child" means a student who was claimed by a qualified military person or qualified veteran as a dependent on the qualified military person's or qualified veteran's internal revenue service tax filing for the previous tax year.

(b) "Qualified military person" means a person on active duty in the military service of the United States who is stationed at Rock Island arsenal. If the qualified military

person is transferred, deployed, or restationed while the person's spouse or child is enrolled in the community college, the spouse or child shall continue to be classified as a resident until the close of the fiscal year in which the spouse or child is enrolled.

(c) "Qualified veteran" means a person who meets the following requirements:

(i) Is eligible for benefits, or has exhausted the benefits, under the federal Post-9/11 Veterans Educational Assistance Act of 2008.

(ii) Is domiciled in this state.

Sec. 2. Section 262.9, subsection 16, Code 2009, is amended to read as follows:

16. a. In its discretion, adopt rules relating to the classification of students enrolled in institutions of higher education under the board who are residents of Iowa's sister states as residents or nonresidents for fee purposes.

b. (1) Adopt rules to classify as residents for purposes of undergraduate tuition and mandatory fees, qualified veterans and qualified military persons and their spouses and dependent children who are domiciled in this state while enrolled in an institution of higher education under the board. A spouse or dependent child of a military person or veteran shall not be deemed a resident under this paragraph "b" unless the qualified military person or qualified veteran meets the requirements of subparagraph (2), subparagraph division (b) or (c), as appropriate.

(2) For purposes of this paragraph "b", unless the context otherwise requires:

(a) "Dependent child" means a student who was claimed by a qualified military person or qualified veteran as a dependent on the qualified military person's or qualified veteran's internal revenue service tax filing for the previous tax year.

(b) "Qualified military person" means a person on active duty in the military service of the United States who is stationed at Rock Island arsenal. If the qualified military person is transferred, deployed, or restationed while the person's spouse or child is enrolled in an institution of higher education under the control of the board, the spouse or child shall continue to be classified as a resident until the close of the fiscal year in which the spouse or child is enrolled.

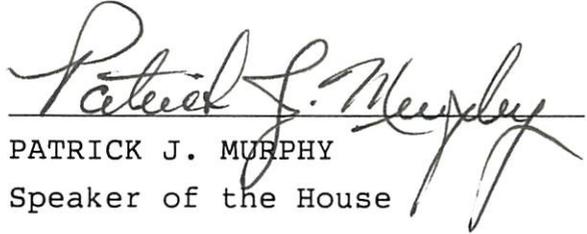
(c) "Qualified veteran" means a person who meets the following requirements:

(i) Is eligible for benefits, or has exhausted the benefits, under the federal Post-9/11 Veterans Educational Assistance Act of 2008.

(ii) Is domiciled in this state.



JOHN P. KIBBIE
President of the Senate



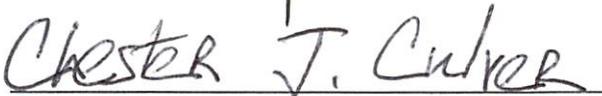
PATRICK J. MURPHY
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 451, Eighty-third General Assembly.



MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 26th, 2009



CHESTER J. CULVER
Governor