

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

SCR 1021

Introduced by
Senator Gallardo

A CONCURRENT RESOLUTION

ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING TO
TUITION STATUS FOR POSTSECONDARY EDUCATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of
2 Representatives concurring:

3 1. Under the power of the referendum, as vested in the Legislature,
4 the following measure, relating to tuition status for postsecondary
5 education, is enacted to become valid as a law if approved by the voters and
6 on proclamation of the Governor:

7 AN ACT

8 AMENDING SECTION 15-1803, ARIZONA REVISED STATUTES; REPEALING
9 SECTION 15-1825, ARIZONA REVISED STATUTES; RELATING TO TUITION
10 STATUS FOR POSTSECONDARY EDUCATION.

11 Be it enacted by the Legislature of the State of Arizona:

12 Section 1. Section 15-1803, Arizona Revised Statutes, is
13 amended to read:

14 15-1803. Alien in-state student status; rules; policies;
15 confidentiality

16 A. An alien is entitled to classification as an in-state
17 refugee student if such person has been granted refugee status
18 in accordance with all applicable laws of the United States and
19 has met all other requirements for domicile.

20 ~~B. In accordance with the illegal immigration reform and~~
21 ~~immigrant responsibility act of 1996 (P.L. 104-208; 110 Stat.~~
22 ~~3009), a person who was not a citizen or legal resident of the~~
23 ~~United States or who is without lawful immigration status is not~~
24 ~~entitled to classification as an in-state student pursuant to~~
25 ~~section 15-1802 or entitled to classification as a county~~
26 ~~resident pursuant to section 15-1802.01.~~

27 ~~C. Each community college and university shall report on~~
28 ~~December 31 and June 30 of each year to the joint legislative~~
29 ~~budget committee the total number of students who were entitled~~
30 ~~to classification as an in-state student and the total number of~~
31 ~~students who were not entitled to classification as an in-state~~
32 ~~student under this section because the student was not a citizen~~
33 ~~or legal resident of the United States or is without lawful~~
34 ~~immigration status.~~

35 B. REGARDLESS OF THE PERSON'S IMMIGRATION STATUS, A
36 PERSON WHO ENTERED THIS STATE AS A MINOR, WHO IS ENTITLED TO
37 CLASSIFICATION AS AN IN-STATE STUDENT PURSUANT TO SECTION
38 15-1802 OR AS A RESIDENT FOR TUITION PURPOSES PURSUANT TO
39 SECTION 15-1802.01 AND WHO IS ELIGIBLE FOR ADMISSION TO A
40 UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF
41 REGENTS OR TO A COMMUNITY COLLEGE UNDER THE JURISDICTION OF A
42 COMMUNITY COLLEGE DISTRICT GOVERNING BOARD SHALL BE CLASSIFIED
43 AS AN IN-STATE STUDENT AND AS A RESIDENT OF THE COUNTY IN WHICH
44 THE COMMUNITY COLLEGE DISTRICT IS LOCATED.

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C. THE ARIZONA BOARD OF REGENTS AND COMMUNITY COLLEGE DISTRICT GOVERNING BOARDS SHALL ADOPT RULES AND POLICIES TO CARRY OUT THE PURPOSES OF THIS SECTION.

D. A PERSON WHO IS CLASSIFIED PURSUANT TO THIS SECTION AS AN IN-STATE STUDENT OR AS A RESIDENT OF THE COUNTY IN WHICH THE COMMUNITY COLLEGE DISTRICT IS LOCATED IS ENTITLED TO THE SAME RIGHTS AND BENEFITS AS ANY OTHER IN-STATE STUDENT OR ANY OTHER RESIDENT OF THE COUNTY IN WHICH THE COMMUNITY COLLEGE DISTRICT IS LOCATED, INCLUDING ELIGIBILITY FOR FINANCIAL AID AND SCHOLARSHIPS.

E. ANY INFORMATION SUBMITTED BY A PERSON TO A UNIVERSITY OR COMMUNITY COLLEGE PURSUANT TO THIS SECTION IS CONFIDENTIAL.

Sec. 2. Repeal

Section 15-1825, Arizona Revised Statutes, is repealed.

Sec. 3. Short title

This act may be cited as the "Arizona DREAM Act".

2. The Secretary of State shall submit this proposition to the voters at the next general election as provided by article IV, part 1, section 1, Constitution of Arizona.