Sponsored by:
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SYNOPSIS
“Higher Education Citizenship Equality Act;” defines domicile for dependent students for the purpose of eligibility for State student loans, grants, or scholarships and in-State tuition rate.

CURRENT VERSION OF TEXT
As reported by the Senate Higher Education Committee on May 14, 2012, with amendments.
AN ACT concerning higher education and supplementing chapter 62
and chapter 71B of Title 18A of the New Jersey Statutes.

BE IT ENACTED by the Senate and General Assembly of the State
of New Jersey:

1. This act shall be known and may be cited as the “Higher
Education Citizenship Equality Act.”

2. a. A dependent student shall be considered domiciled in this
State for the purposes of determining eligibility for a State student
loan, grant, or scholarship if the student meets the following
criteria:
   (1) the student is a United States citizen;
   (2) the student has resided in the State for a period of not less
than 12 consecutive months immediately prior to the academic
period for which State student assistance is being requested; and
   (3) the student’s parent or guardian provides the Higher
Education Student Assistance Authority with documentation that
the parent or guardian has filed a New Jersey and federal income
tax return¹, or with evidence of withholding of income tax,¹ for the
most recent tax year.

   b. "[Notwithstanding the provisions of] A dependent student
may not establish eligibility for a State student loan, grant, or
scholarship pursuant to¹ subsection a. of this section "[to the
contrary, a dependent student whose] if the student’s¹ parent has
not lived in this State for a period of at least 12 consecutive months
immediately prior to the initial academic period for which State
student assistance is being requested "[shall be considered to be in
the State for the temporary purpose of obtaining an education and
shall be ineligible for such assistance]¹.

   c. Nothing in this section shall be construed to affect the
eligibility for a State student loan, grant, or scholarship of any
student who does not meet the requirements of this section but is
¹‘otherwise¹ eligible for State student assistance in accordance with
law or regulation.

3. a. A dependent student shall be considered domiciled in this
State for the purposes of determining eligibility for the in-State
undergraduate tuition rate at a public institution of higher education
if the student meets the following criteria:
   (1) the student is a United States citizen;

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.
Matter enclosed in superscript numerals has been adopted as follows:
¹Senate SHI committee amendments adopted May 14, 2012.
(2) the student has resided in the State for a period of not less than 12 consecutive months before first enrolling in a public institution of higher education; and

(3) the student’s parent or guardian provides the Higher Education Student Assistance Authority documentation of higher education with copies of any New Jersey and federal income tax return filed by the parent or guardian, or with evidence of withholding of income tax, for the most recent tax year.

b. Notwithstanding the provisions of A dependent student may not establish eligibility for the in-State undergraduate tuition rate pursuant to subsection a. of this section to the contrary, a dependent student whose parent has not lived in this State for a period of at least 12 consecutive months immediately prior to the student’s initial enrollment in a public institution of higher education shall be considered to be in the State for the temporary purpose of obtaining an education and shall be ineligible for the in-State undergraduate tuition rate.

c. Nothing in this section shall be construed to affect the eligibility for the in-State undergraduate tuition rate of any student who does not meet the requirements of this section but is otherwise eligible for the in-State undergraduate tuition rate at a public institution of higher education in accordance with law or regulation.

4. This act shall take effect immediately and shall first be applicable to the determination of State student assistance for the 2012-2013 academic year.