

1 SB42
2 144981-2
3 By Senators Dial, Holley, Brewbaker and Whatley
4 RFD: Finance and Taxation Education
5 First Read: 05-FEB-13
6 PFD: 01/09/2013

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8 SYNOPSIS: Under existing law, the nonresident tuition
9 rate charged at two-year and four-year institutions
10 of higher education is a minimum of two times the
11 resident tuition rate charged by the institution.

12 This bill would permit two-year and
13 four-year institutions of higher education to
14 charge online distance learning students at tuition
15 rates as determined by the governing board of the
16 institution.

17
18 A BILL
19 TO BE ENTITLED
20 AN ACT
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22 To amend Section 16-64-4, Code of Alabama 1975,
23 relating to tuition rates at two-year and four-year
24 institutions of higher education; to permit the institutions
25 to charge nonresident online distance learning students at
26 tuition rates as determined by the governing board of the
27 institution.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 16-64-4 of the Code of Alabama
3 1975, is amended to read as follows:

4 "§16-64-4.

5 "(a) Each Alabama public institution of higher
6 education shall charge each undergraduate student who is
7 registered as a nonresident a minimum tuition of two times the
8 resident tuition rate charged by that institution. This rate
9 shall be effective for students who register at an institution
10 beginning August 1, 1997. A nonresident graduate student at an
11 institution shall be charged a rate of tuition that is at
12 least at the level of tuition charged to a nonresident
13 undergraduate.

14 "(b) The governing boards of each four-year public
15 institution of higher education shall retain the power to
16 extend resident tuition rates to students who reside in any
17 county within 50 miles of a campus of the institution;
18 provided, however, that campus must be in existence and
19 operating as of January 1, 1996. For public two-year
20 institutions, the State Board of Education, upon the
21 recommendation of the Chancellor of the Department of
22 Postsecondary Education, shall retain the power to extend
23 resident tuition rates to students who reside in any county
24 within 50 miles of a campus of the institution; provided,
25 however, that campus must be in existence and operating as of
26 January 1, 1996.

1 "(c) The governing boards of each four-year public
2 institution of higher education shall retain the power to
3 extend resident tuition rates, or another rate as determined
4 by the governing board, to nonresident distance learning
5 students who take courses provided by the institution over the
6 Internet. For public two-year institutions, the State Board of
7 Education, upon the recommendation of the Chancellor of the
8 Department of Postsecondary Education, shall retain the power
9 to extend resident tuition rates, or another rate as
10 determined by the state board upon the recommendation of the
11 Chancellor, to nonresident distance learning students who take
12 courses provided by the institution over the Internet."

13 Section 2. This act shall become effective on the
14 first day of the third month following its passage and
15 approval by the Governor, or its otherwise becoming law.