

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB1848

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Stolle

**3. Committee:** Education

**4. Title:** Eligibility for in-state tuition charges.

**5. Summary:** Ensures that the established Virginia domicile of a spouse of an active duty military service member, and therefore in-state tuition eligibility, must not be affected by the establishment and maintenance of a place of residence in another jurisdiction for the purpose of maintaining a joint household with such member. The bill also provides that the spouse of an active duty military service member, if such spouse has established domicile and claimed a dependent student on federal or state income tax returns, must not be subject to minimum income tests or requirements.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Indeterminate, see Item 8.

**8. Fiscal Implications:** This bill provides for dependents of active duty military the ability to maintain in-state tuition that was previously established, if their spouse is required to relocate to another jurisdiction, or if the spouse of the active duty military member claims a dependent and establishes domicile and files Virginia taxes, regardless of the earning amount, they or their dependents would be eligible for in-state tuition. It is not anticipated that this would have any significant fiscal impact to Virginia, although it could affect a few institutions.

**9. Specific Agency or Political Subdivisions Affected:** All public colleges and universities

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** Companion bill is SB1279 (McWaters).

**Date:** January 24, 2011/RSA