

Department of Planning and Budget 2011 Fiscal Impact Statement

1. Bill Number: SB1279

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

2. Patron: McWaters

3. Committee: Education and Health

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 HB1848 (Stolle).

Date: January 24, 2011/RSA