

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 122

FINAL READING

Introduced by Crawford, 45.

Read first time January 10, 2019

Committee: Education

- 1 A BILL FOR AN ACT relating to postsecondary education; to amend section
- 2 85-502.01, Revised Statutes Cumulative Supplement, 2018; to change
- 3 requirements for veterans and their spouses and dependents and other
- 4 eligible persons to qualify as resident students as prescribed; to
- 5 repeal the original section; and to declare an emergency.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 85-502.01, Revised Statutes Cumulative
2 Supplement, 2018, is amended to read:

3 85-502.01 (1) A person who enrolls in a public college or university
4 in this state and who is (a) a veteran as defined in Title 38 of the
5 United States Code and was discharged or released from a period of not
6 fewer than ninety days of service in the active military, naval, or air
7 service less than three years before the date of initial enrollment, (b)
8 a spouse or dependent of such a veteran, (c) ~~or~~ an eligible recipient
9 entitled to educational assistance as provided in 38 U.S.C. 3319 while
10 the transferor is on active duty in the uniformed services or as provided
11 in 38 U.S.C. 3311(b)(9), as such sections existed on January 1, 2019
12 ~~January 1, 2017~~, or (d) entitled to rehabilitation pursuant to 38 U.S.C.
13 3102(a), as such section existed on January 1, 2019, shall be considered
14 a resident student notwithstanding the provisions of section 85-502 if
15 the person is ~~(a)~~ registered to vote in Nebraska and ~~(b)~~ demonstrates
16 objective evidence of intent to be a resident of Nebraska, except that
17 a . (2) A person who is otherwise described in subsection (1) of this
18 section and is under eighteen years of age is not required to register to
19 vote in Nebraska comply with subdivision (1)(a) of this section.

20 (2) (3) For purposes of this section, objective evidence of intent
21 to be a resident of Nebraska includes either a Nebraska driver's license,
22 a Nebraska ~~or~~ state identification card, ~~or~~ a Nebraska motor vehicle
23 registration, or documentation that the individual is registered to vote
24 in Nebraska.

25 Sec. 2. Original section 85-502.01, Revised Statutes Cumulative
26 Supplement, 2018, is repealed.

27 Sec. 3. Since an emergency exists, this act takes effect when
28 passed and approved according to law.