



135 ~~§→ [(ii) hold] (b) holds ←§ a permit, as defined in Section 63G-12-102.~~  
136 ~~§→ [(b) If the day before the program start date a student is exempt from paying the~~  
137 ~~nonresident portion of total tuition, but is not exempt under Subsection (5)(a), the student loses~~  
138 ~~the exemption as of the first day of the term or semester immediately following the program~~  
139 ~~start date.] ←§ }~~

Renumber remaining sections accordingly.

Respectfully,

Sen. Reid  
Senate Chair, Conference Committee

Rep. Wright  
House Chair, Conference Committee

Voting: 6-0-0

17 HB0116.CC1.WPD 3/4/11 7:37 pm / PO/BRH

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116 ~~meaning of paragraph (15) of subsection (a) of Section 1101 of Title 8 of the United States~~  
117 ~~Code, shall be exempt from paying the nonresident portion of total tuition if the student:~~  
118 ~~—— (a) attended high school in this state for three or more years;~~  
119 ~~—— (b) graduated from a high school in this state or received the equivalent of a high~~  
120 ~~school diploma in this state; and~~  
121 ~~—— (c) registers as an entering student at an institution of higher education not earlier than~~  
122 ~~the fall of the 2002-03 academic year.~~  
123 ~~—— (2) In addition to the requirements under Subsection (1), a student without lawful~~  
124 ~~immigration status shall file an affidavit with the institution of higher education stating that the~~  
125 ~~student has filed an application to legalize [his] the student's immigration status, or will file an~~  
126 ~~application as soon as [he] the student is eligible to do so.~~  
127 ~~—— (3) The State Board of Regents shall make rules for the implementation of this section.~~  
128 ~~—— (4) Nothing in this section limits the ability of institutions of higher education to assess~~  
129 ~~nonresident tuition on students who do not meet the requirements under this section.~~  
130 ~~—— (5) ~~§→ [(a)] ←§~~ Beginning on the program start date, as defined in Section 63G-12-102, §→ [in~~  
131 ~~addition to complying with] notwithstanding ←§ Subsections (1) and (2), §→ [to be] a student is ←§~~  
131a ~~exempt from paying the nonresident~~  
132 ~~portion of total tuition ~~§→ [a student shall] if the student ←§~~;~~  
133 ~~—— ~~§→ [(i) be] (a) is ←§~~ the child of a person who holds a guest worker permit, as defined in Section~~  
134 ~~63G-12-102; or~~

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# Utah State Legislature

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## CONFERENCE COMMITTEE REPORT

March 4, 2011

Mr. President and Madam Speaker:

The Joint Conference Committee comprised of Sens. Reid, Bramble, and McAdams, and Reps. Wright, Dee, and Litvack, recommends **3rd Sub. H.B. 116, UTAH IMMIGRATION ACCOUNTABILITY AND ENFORCEMENT AMENDMENTS**, by Representative B. Wright, with the following amendments:

1. Include the following Senate amendments:

Page 18, Lines 525 - 526

Page 32, Lines 972-974

Page 52, Line 1603

Also include the following amendments:

3. Page 1, Line 14:

14 {→ addresses the exemption from paying the instate portion of tuition;}

4. Page 3, Line 59:

59 {~~53B-8-106, as enacted by Laws of Utah 2002, Chapter 230~~}

5 Page 4, Line 113 through Page 5, Line 139:

113 {~~Section 1. Section 53B-8-106 is amended to read:~~

114 ~~53B-8-106. Resident tuition -- Requirements -- Rules.~~

115 ~~(1) If allowed under federal law, a student, other than a nonimmigrant alien within the~~

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