
ASSEMBLY BILL NO. 150—ASSEMBLYWOMEN ANDERSON,
CONSIDINE, BACKUS, TAYLOR; COHEN, LA RUE HATCH,
SUMMERS-ARMSTRONG AND THOMAS

FEBRUARY 13, 2023

Referred to Committee on Education

SUMMARY—Revises provisions governing the waiver of certain fees by the Board of Regents of the University of Nevada. (BDR 34-88)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; revising provisions requiring the Board of Regents of the University of Nevada to grant certain waivers of fees for certain students who are Native American; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the Board of Regents of the University of Nevada to grant
2 a waiver of registration fees, laboratory fees and other mandatory fees assessed
3 each semester for a Native American student who demonstrates that the student: (1)
4 is a member of a federally recognized Indian tribe or nation, all or part of which is
5 located in this State, or who is certified by the enrollment department of such a
6 tribe or nation or by the Bureau of Indian Affairs as being a descendant of an
7 enrolled member of the tribe or nation, regardless of membership status; (2) is
8 eligible for enrollment in a school within the Nevada System of Higher Education;
9 (3) has been a resident of this State for at least 1 year; (4) has maintained at least a
10 2.0 grade point average, on a 4.0 scale, each semester, or the equivalent of a 2.0
11 grade point average if a different scale is used; and (5) has completed the Free
12 Application for Federal Student Aid. (NRS 396.5449) This bill requires the Board
13 of Regents to grant the waiver to a student who, in addition to meeting the other
14 eligibility requirements for the waiver, has been a resident of this State, resided on
15 qualified tribal land of an Indian tribe or nation, or a combination thereof, for not
16 less than 1 year.

17 Existing law requires the waiver to be granted to a student who enrolls in any
18 program offered by a school within the System, including, without limitation, a
19 trade or vocational program, a graduate program or a professional program. (NRS
20 396.5449) Existing law provides that a pupil enrolled in high school may earn



21 college credit for a dual credit course taken while in high school and apply the
22 credit received for such a course to the total number of credits required for
23 graduation from his or her high school. (NRS 389.160) This bill requires the waiver
24 to be granted to an eligible student who enrolls in a dual credit course offered by a
25 school within the System.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 396.5449 is hereby amended to read as
2 follows:

3 396.5449 1. The Board of Regents shall grant a waiver of the
4 payment of registration fees, laboratory fees and any other
5 mandatory fees assessed each semester against a student who is
6 Native American and demonstrates that the student:

7 (a) Is a member of a federally recognized Indian tribe or nation,
8 all or part of which is located within the boundaries of this State, or
9 who is certified by the enrollment department of such a tribe or
10 nation or by the Bureau of Indian Affairs as being a descendant of
11 an enrolled member of such a tribe or nation, all or part of which is
12 located within the boundaries of this State, regardless of
13 membership status;

14 (b) Is eligible for enrollment in a school within the System;

15 (c) Has ~~been~~ :

16 (1) *Been* a resident of this State ;

17 (2) *Resided on qualified tribal land, whether located within*
18 *or outside the boundaries of this State; or*

19 (3) *Any combination thereof,*

20 ↪ for not less than 1 year . ~~;~~

21 (d) Has maintained at least a 2.0 grade point average, on a 4.0
22 scale, each semester or the equivalent of a 2.0 grade point average if
23 a different scale is used; and

24 (e) Has completed the Free Application for Federal Student Aid
25 provided for by 20 U.S.C. § 1090 ~~;~~ *unless the student is or will be*
26 *enrolled exclusively in one or more dual credit courses through a*
27 *program for dual credit.*

28 2. The amount of the waiver must be equal to:

29 (a) If the student is entitled to receive any federal educational
30 benefits for a semester, the balance of registration fees, laboratory
31 fees and any other mandatory fees assessed against the student that
32 remain unpaid after the student's account has been credited with the
33 full amount of the federal educational benefits to which the student
34 is entitled for that semester; or

35 (b) If the student is not entitled to receive any federal
36 educational benefits for a semester, the full amount of the



1 registration fees, laboratory fees and any other mandatory fees
2 assessed against the student for that semester.

3 3. The waiver must be granted to a student who enrolls in any
4 program offered by a school within the System, including, without
5 limitation, a trade or vocational program, a graduate program, ~~or~~ a
6 professional program ~~or~~ *or a dual credit course through a program*
7 *for dual credit.*

8 4. For the purpose of assessing fees and charges against a
9 person to whom such a waiver is granted, the person shall be
10 deemed to be a bona fide resident of this State.

11 5. The Board of Regents may request documentation
12 confirming that the student is a member or descendant of a member
13 of a federally recognized Indian tribe or nation, all or part of which
14 is located within the boundaries of this State.

15 6. *As used in this section:*

16 (a) *“Program for dual credit” means a program through*
17 *which a pupil enrolled in high school, including, without*
18 *limitation, a pupil enrolled in grade 9, 10, 11 or 12 in a charter*
19 *school or a pupil enrolled in a program designed to meet the*
20 *requirements of an adult standard diploma, may enroll in a dual*
21 *credit course offered by a school within the System.*

22 (b) *“Qualified tribal land” means any real property:*

23 (1) *For which legal title is vested in, or held in trust for the*
24 *benefit of, an Indian tribe or an individual Native American, and*
25 *which is subject to restrictions against alienation pursuant to*
26 *federal law; and*

27 (2) *Over which a federally recognized Indian tribe or*
28 *nation, all or part of which is located within the boundaries of this*
29 *State, exercises governmental power.*

30 **Sec. 2.** This act becomes effective on July 1, 2023.

