

## CURRENT LANGUAGE with TRACK CHANGES for PROPOSED CHANGES

**P05.10.025. Resident Tuition Assessment.**

For the purpose of tuition assessment under this chapter, a resident is a person who, at the end of the add/drop period for regular semester-length courses, is a United States citizen or eligible non-citizen that has been physically present in Alaska for two years and who declares the intention to remain in Alaska indefinitely. "Eligible non-citizen" shall have the same meaning as that term is used in determining eligibility for federal student financial aid. Physical presence will be determined by criteria established in university regulation. Alternatively, a person who received or has been qualified by the State of Alaska Permanent Fund Dividend Division to receive an Alaska Permanent Fund Dividend within the last 12 months, certifies they have been in Alaska for the past 12 months, and declares their intent to remain in Alaska indefinitely or meets other resident tuition eligibility requirements specified in Regents' Policy will be eligible for resident tuition assessment. The university chief enrollment officer or designee will apply these rules to the facts in individual cases.

- B. Notwithstanding the provisions of subsection A above, a student will be ineligible for resident tuition purposes unless exempted by Regents' Policy 05.10.050 if:
1. during the two years of claimed residency, the student was absent from Alaska for an aggregate of more than 120 days other than documented absences due to illness, or attendance at another educational institution while maintaining Alaska residency;
  2. during the prior two years, the student did any act inconsistent with Alaska residency such as claiming residency in another state, voting as a resident of another state, or **currently retaining a driver's license in another state**;
  3. during the past two years, the student has registered as a resident in an educational institution in another state. **If an institution does not distinguish between a resident and a non-resident, additional documentation will be required**; or
  4. during the past two years, the student has paid tuition at the University of Alaska at the Western Undergraduate Exchange (WUE) program rate.

~~C. Notwithstanding provisions of this chapter, the residency of a student who first registered at the university, or was recruited based upon and was promised application of a former policy which was then in effect prior to the effective date of the adoption of this policy, shall be determined under the Regents' Policy in effect at the time the student registered or received such promise from an authorized representative of the university, if that is to the student's benefit.~~

(06-19-08)

## PROPOSED FINAL LANGUAGE

**P05.10.025. Resident Tuition Assessment.**

For the purpose of tuition assessment under this chapter, a resident is a person who, at the end of the add/drop period for regular semester-length courses, is a United States citizen or eligible non-citizen that has been physically present in Alaska for two years and who declares the intention to remain in Alaska indefinitely. "Eligible non-citizen" shall have the same meaning as that term is used in determining eligibility for federal student financial aid. Physical presence will be determined by criteria established in university regulation. Alternatively, a person who received or has been qualified by the State of Alaska Permanent Fund Dividend Division to receive an Alaska Permanent Fund Dividend within the last 12 months, certifies they have been in Alaska for the past 12 months, and declares their intent to remain in Alaska indefinitely or meets other resident tuition eligibility requirements specified in Regents' Policy will be eligible for resident tuition assessment. The university chief enrollment officer or designee will apply these rules to the facts in individual cases.

- B. Notwithstanding the provisions of subsection A above, a student will be ineligible for resident tuition purposes unless exempted by Regents' Policy 05.10.050 if:
1. during the two years of claimed residency, the student was absent from Alaska for an aggregate of more than 120 days other than documented absences due to illness, or attendance at another educational institution while maintaining Alaska residency;
  2. during the prior two years, the student did any act inconsistent with Alaska residency such as claiming residency in another state, voting as a resident of another state, or currently retaining a driver's license in another state;
  3. during the past two years, the student has registered as a resident in an educational institution in another state. If an institution does not distinguish between a resident and a non-resident, additional documentation will be required; or
  4. during the past two years, the student has paid tuition at the University of Alaska at the Western Undergraduate Exchange (WUE) program rate.

(XX-XX-XX)