



2.2.0.1 Determination of Minnesota Residency

Students shall be eligible to pay in-state-tuition if they meet one of the following criteria:

1. Students who reside in Minnesota for at least one calendar year prior to applying for admission, or dependent students whose parent or legal guardian resides in Minnesota at the time the student applies;
2. Minnesota residents who can demonstrate that they were temporarily absent from the state without establishing residency elsewhere;
3. Residents of other states or provinces who are attending a Minnesota institution under a tuition reciprocity agreement;
4. Persons who: (i) were employed full time and were relocated to the state by the person's current employer, or (ii) moved to the state for employment purposes and, before moving and before applying for admission to a public post-secondary institution, accepted a job in the state, or students who are spouses or dependents of such persons.
5. Students who have been in Minnesota as migrant farm-workers, as defined in Code of Federal Regulations, Title 20, section 633.104, over a period of at least two years immediately before admission or readmission to a Minnesota public post-secondary institution, or students who are dependents of such migrant farm-workers.
6. Non-immigrant Japanese students who have completed a program of study of at least one academic year at Akita campus and have been recommended by the provost for transfer to a Minnesota state college or university and who retain their legal visa status.
7. Students who are recognized as refugees by the Office of Refugee Resettlement of the U. S. Department of Health and Human Services. (Source: Minnesota Statute 135A.031, subd. 2)
8. U.S. military personnel serving on active duty assignment in Minnesota and their spouses and dependent children.
9. Non-immigrant students on H, K, L, P, TN, or TD visas that have resided in Minnesota 12 months prior to registering for classes may petition for resident tuition status. Students must submit the Petition for Residency with appropriate documentation before the first class day of the semester.
10. Non-immigrant students on K visas married to military personnel will be granted in-state tuition rates. Student must submit the Petition for Residency with appropriate documentation before the first class day of the semester.
11. Enrolled non-immigrant international students on F1 visas may receive resident tuition status through the International Student Incentive Program. To be eligible College (2) maintained a 2.00 GPA, (3) met all their financial obligation to the college, and (4) maintained F1 status. Students must submit the International Student Incentive Program application with appropriate documentation before the first class day of the semester.

Residency will be determined by the Admissions Office. The residency policy in effect at the time the student applies will be used to determine residency. Students who have been classified as non-residents may petition eligibility for in-state tuition by demonstrating domicile in Minnesota before the beginning of any semester or

quarter. Students have the burden of proving domicile for purposes of in-state tuition. Domicile is a person's true, fixed and permanent living place and the place to which a person intends to return after temporary absences. A person may have only one domicile at a time. *Students on non-immigrant visas do not qualify for Minnesota resident tuition rates unless they meet the established criteria.*

1. Students who seek to qualify for in-state tuition must first meet the following threshold requirements:
 - a. Students must have resided in Minnesota for a least one calendar year immediately prior to **applying/petitioning** for in-state tuition.
 - b. Residence in Minnesota must not be merely for the purpose of attending a college or university.
2. Each of the following additional facts and circumstances will be considered when responding to a petition for in-state tuition. No one of these factors is either necessary or sufficient to support a claim for in-state tuition.
 - a. Continuous presence in Minnesota during a period when not enrolled as a student.
 - b. Sources for financial support are generated within Minnesota.
 - c. Domicile in Minnesota of family, guardian or other relatives or persons legally responsible for student.
 - d. Ownership of a home in Minnesota.
 - e. Permanent residence in Minnesota.
3. The following circumstances, standing alone, shall not constitute sufficient evidence of domicile to affect eligibility for in-state tuition under these regulations but may be considered as part of the demonstration of the facts and circumstances listed above.
 - a. Voting or registration for voting.
 - b. The lease of living quarters.
 - c. A statement of intention to acquire a domicile in Minnesota.
 - d. Domicile of student's spouse in Minnesota.
 - e. Automobile registration.
 - f. Other public records, e.g., birth and marriage records.

References:

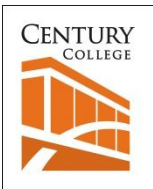
Minnesota State Colleges and Universities Board Policy 2.2 State Residency Requirements

Date Proposed: 6/11/98
Date Approved: 6/11/98
Date Implemented: 7/1/98
Date Revised: 7/29/99
Date Revised: 4/13/02

Determination of Minnesota Residency

Procedures:

1. Determine student's resident status based on date student signs **application**, not starting date of the first quarter of enrollment. If there is a questions regarding status, the application will be referred to the Director of Enrollment Services or designee. A registration hold will be placed on the student's record until the question of residency is resolved.
2. Students can petition for in-state tuition by completing a Petition for Residency form at the Admissions Office. Form is submitted to the Director of Enrollment Services or designee. If approved, form is sent to Records Office for change of residence status and adjustments in tuition. Form is filed in student's record.
3. Facts to consider for determining domicile:
 - continuous presence
 - financial support
 - family domicile
 - home ownership
 - permanent residence
 - voting registration
 - lease for home
 - statement of intent to acquire a domicile
 - spouse's domicile
 - auto registration
 - public records
 - dependent of which divorced parent
 - U.S. military personnel on active duty in Minnesota and their spouses and dependent children
4. Refugees--facts to consider:
 - Does the student qualify for services from Refugee Assistance? Does the student have a caseworker? What is caseworker's phone number? (If so, even if the student has lived in another state, he/she will qualify as a resident.)
 - Does the student have an alien registration ("green card")? If yes, student must have lived in Minnesota for one year.
5. International Students--facts to consider:
 - All students on international visas are considered non-residents.



**Century College
Petition for Residency**

Name _____ Student ID # _____
Address _____ Phone _____
City _____ State _____ Zip _____
Program of Study _____

Being classified as a Minnesota resident for tuition purposes is determined by state law and Minnesota State Colleges and Universities policy. Petitioning for residency involves several factors; those items you have checked will be used in determining your status. The student must prove domicile--a person's true, fixed and permanent living place; a place to which a person intends to return after temporary absences; a person may only have one domicile at a time.

Please check and provide dates and documentation for all those that apply to you. **(Note: Petition must be completed before registering for upcoming term.)** No one of these factors is either necessary or sufficient to support a claim for in-state tuition.

- 1. I have resided in Minnesota for at least one year **prior to petitioning** for in-state tuition.
- 2. I am not in Minnesota for the sole purpose of attending a college or university.
- 3. I lived in Minnesota continuously during the period when I was not enrolled as a student.
- 4. Sources of my financial support are generated in Minnesota.
- 5. My family, guardian or other relatives or person legally responsible for me have a domicile in Minnesota.
- 6. My spouse has a domicile in Minnesota.
- 7. I own a home in Minnesota.
- 8. I have a permanent place of residence in Minnesota.
- 9. I have a lease for living quarters in Minnesota.
- 10. I have written a statement of intent to acquire a domicile in Minnesota.
- 11. I am registered to vote in Minnesota.
- 12. I own an automobile that is registered in Minnesota.

___ 13. I have other public records on file in Minnesota, e.g. birth or marriage certificates.

___ 14. I am a member of the U.S. military stationed in Minnesota or a spouse or dependent child.

I hereby certify that the information provided on this petition form is complete, accurate and true. Student's

Signature _____ Date _____

Approved ___ Not Approved ___

Dir. of Enrollment Services' Signature _____ Date _____