



## **Eligibility for In-state Tuition Charges; Domicile; Domiciliary Intent**

**Policy Title:** Eligibility for in-state tuition charges; domicile; domiciliary intent.

**Policy Type:** Administrative

**Policy Number:** Administrative Policy # 21-06 (2019)

**Approval Date:** 4/15/2015

**Responsible Office:** Office of Admissions

**Responsible Executive:** Vice President for Student Affairs and Enrollment Management

**Applies to:** All students who seek to receive in-state tuition rates

### **POLICY STATEMENT**

Domicile is specific to any student who is seeking to be eligible for in-state tuition rates in Virginia.

<b>TABLE OF CONTENTS</b>	<b>PAGE NUMBER</b>
Definitions.....	2
Contacts .....	2
Stakeholder(s) .....	2
Publication .....	3
Review Schedule.....	3
Related Documents .....	3

## **DEFINITIONS**

Domicile: your present, fixed home where you return following temporary absences and where you intend to stay indefinitely

## **CONTACT(S)**

The Office of Admissions officially interprets this policy. The Office of Admissions is responsible for obtaining approval for any revisions as required by BOV Policy #1 (2014) *Creating and Maintaining Policies* through the appropriate governance structures. Questions regarding this policy should be directed to The Office of Admissions.

## **STAKEHOLDER(S)**

Faculty, staff, currently enrolled students, minors, Office of Student Affairs and Enrollment Management, University Police, Graduate Admissions, Registrar's, and Virginia Beach Higher Education Center.

## **Eligibility for in-state tuition charges; domicile; domiciliary intent.**

- A. To be eligible for in-state tuition at public institutions of higher education, an independent student or, in the case of a dependent student, the individual through whom he claims eligibility, shall establish by clear and convincing evidence (i) domicile in the Commonwealth for a period of at least one year immediately succeeding the establishment of domiciliary intent pursuant to subsection B and immediately prior to the date of the alleged entitlement and (ii) the abandonment of any previous domicile, if such existed. No institution of higher education shall give weight to any evidence that such student or individual presents in support of his claim for domicile or the abandonment of any previous domicile unless such evidence has existed for a period of at least one year immediately prior to the date of the alleged entitlement. If the individual through whom a dependent student establishes domicile and eligibility for in-state tuition charges abandons his domicile in the Commonwealth, such student is entitled to in-state tuition charges for one year from the date of such abandonment.
  
- B. To establish domicile, an independent student or, in the case of a dependent student, the individual through whom he claims eligibility, shall establish by clear and convincing evidence domiciliary intent. In determining domiciliary intent, institutions of higher education shall consider the totality of the circumstances, including the following applicable factors: continuous residence for at least one year prior to the date of the alleged entitlement, except in the event of the establishment and maintenance of a place of residence outside the Commonwealth for the purpose of maintaining a joint household with an active duty United States military spouse; state to which income taxes are filed or paid; driver's license; motor vehicle registration; voter registration; employment; property ownership; sources of financial support; military records; a written offer and acceptance of employment following graduation; and any other social or economic relationships within and outside the Commonwealth.

## **PUBLICATION**

The policy will be published and disseminated to the University community-at-large. The Vice President for Student Affairs and Enrollment Management will make every effort to:

- Communicate the policy in writing, electronically or otherwise, to the University community-at-large within 14 days of approval;
- Submit the policy for inclusion in the online Policy Library within 13 days of approval;
- Communicate with the Vice President for Student Affairs and Enrollment Management to post the policy on the Academic Affairs Website; and
- Educate and train all stakeholders and appropriate audiences on the policy's content, as necessary.

## **REVIEW SCHEDULE**

- Next Scheduled Review: 02/19/2022
- Approval by, date: President, 04/15/2015
- Revision History: 04/15/2015
- Supersedes:

## **RELATED DOCUMENTS**

<https://law.lis.virginia.gov/vacode/title23.1/chapter5/section23.1-502/>

## **FORMS**