



## 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:** 06/07/2024

**Responsible Office:** Office of Admissions

**Responsible Executive:** Vice President for Operations and Chief Strategist for Institutional Effectiveness

**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.

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### 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 Vice President for Operations and Chief Strategist for Institutional Effectiveness is responsible for obtaining approval for any revisions as required by BOV Policy #1 (2014) Creating and Maintaining Policies through appropriate governance structures. Questions regarding this policy should be directed to the Office of Admissions.

### STAKEHOLDER(S):

Faculty, staff, and currently enrolled students,

### POLICY CONTENTS:

NSU adheres to the Code of Virginia Sec 23.1-502 regarding in-state tuition charges; domicile; and domiciliary intent, which notes the following:

- 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 of 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.

**NOTE:** Other documentation to substantiate residency may be considered.

#### **EDUCATION AND COMPLIANCE:**

- The state of Virginia requires us to remain compliant by attending various workshops provided to provide necessary changes and updates.
- To ensure conformity, staff with responsibility for determining residency will attend trainings and provide updates on any print material or online sources which include this information.

#### **PUBLICATION:**

- The policy will be published and disseminated to the University community-at-large.
- The Vice President for Operations and Chief Strategist for Institutional Effectiveness 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 14 days of approval
  - Communicate with the Provost and Vice President for Academic Affairs to post the policy on the Academic Affairs Website; and
  - Educate and train stakeholders and appropriate audiences on the policy's content, as necessary.

#### **REVIEW SCHEDULE:**

Next Scheduled Review: 03/01/2027

Approval by, date: President, 06/07/2024

Revision History: 06/07/2024; 04/15/2015

Supersedes:

#### **RELATED DOCUMENTS:**

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