



Records Office

APPLICATION FOR RHODE ISLAND RESIDENCY

BOARD OF GOVERNORS FOR HIGHER EDUCATION
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

1. The enclosed document requires you to carefully read:
 - A. Charges For Tuition And Fees
 - B. Definitions
 - C. Criteria
 - D. Procedures For Institutions
 - E. Penalties
2. If you are seeking residency as an unemancipated student, complete page five, have your parent or guardian complete page six and obtain a Notary Public signature. Submit the application and the supporting documents to the Records Office, Room 120 Roberts Hall.
3. If you are seeking residency as an emancipated student, complete pages seven and eight and have your parent or guardian complete page nine and obtain a Notary Public signature. Submit the application and the supporting documents to the Records Office, Room 120 Roberts Hall,
4. Upon review of your application and supporting documents the Residency Officer will render a written decision in a timely manner.

BDC 4-28-1993

Providence Rhode Island 02908
(401) 456-8212

RESIDENCY

Board of Governors for Higher Education
State of Rhode Island and Providence Plantations

Adopted: 12/2/71 (BR)

Legal Citation:

Amended: 5/22/80 (BR)
4/16/93 (BG)

A. CHARGES FOR TUITION AND FEES

- 1. A student who is a resident of the State of Rhode Island shall be classified as a “resident student” and shall pay tuition and fees prescribed by the Board of Governors for in-state students in public higher education.

A student who is not a resident of the State of Rhode Island shall be classified as a *nonresident student” and shall pay tuition and fees prescribed by the Board of Governors for out-of-state students in public higher education.

- 2. Nothing in these regulations shall be construed to revoke, amend or otherwise affect any agreement relating to student tuition and fees now in effect or entered into in the future pursuant to the provisions of the New England Board of Higher Education Compact.

B. DEFINITIONS

- 1. For the purpose of determining in-state and out-of-state classifications, the word residency shall mean domicile: the legal, documented, true and permanent home and place of habitation. For the unemancipated student, the domicile will be that of the parents and/or guardians. For the emancipated student, the domicile will be that of the student.

A non-resident student who reaches 18 years of age while a student does not by Virtue of that fact alone become a resident student.

The ownership of real or personal property in the state and/or the payment of municipal and/or state taxes in Rhode Island and/or marriage to a Rhode Island resident shall be evidence of, but shall not alone establish, residency

- 2. The term emancipated student shall mean a student who has attained the age of 18 years and whose parents and/or guardians:
 - (a) have entirely surrendered the right to the care, custody and earnings of such student;
 - and
 - (b) have not claimed the student as a dependent for tax purposes for two years;
 - and
 - (c) whose income was not taken into account by any private or governmental agency furnishing financial education assistance to the student, including scholarships, loans, or otherwise.

If any of the aforesaid tests are not met, the student shall be presumed to be unemancipated.

C. CRITERIA

1. Unemancipated Students

- a. Any unemancipated student whose parents and/or guardians have been residents of the state for one year immediately preceding the first class day of the first semester of the student's registration in a public college or university shall be classified as a resident student **as long as** the parents and/or guardians continue to be residents of the state.
- b. Any unemancipated student who initially was classified as a non-resident student may thereafter obtain re-classification only if the student's parents and/or guardians establish and maintain residence in Rhode Island for a period of at least one year prior to the first class day of the semester for which the student seeks to be re-classified as a resident student.
- c. The residency of an unemancipated student, including those whose parents and/or guardians are divorced or legally separated, shall follow that of the parent or guardian who has legal custody or the parent or guardian who is responsible for the financial support of the student, whichever favors the student's request for resident student status.
- d. An unemancipated student under guardianship shall be required to present satisfactory documentary evidence of the appointment of the guardian in addition to a certification of the residency of the guardian, which shall be considered the residency of the student unless there are circumstances indicating that such guardianship was created primarily for the purpose of conferring resident student status on the student.
- e. An unemancipated student whose parent or guardian is a member of the Armed Forces and stationed in the state pursuant to military orders shall be entitled to the classification as a resident student during any semester the first class day of which is encompassed by the orders.

2. Emancipated Students

- a. Any emancipated student may be classified as a resident student if the student meets the following tests:
 - 1) At the time of emancipation, the student's parents and/or guardians were residents of Rhode Island for one year immediately preceding the first class day of the first semester of the student's registration at a public college or university;
- or -
Having become emancipated, the student establishes and maintains residency in Rhode Island for one year immediately preceding the first day of the first semester of the student's registration at a public college or university;

and
 - 2) The student does not hold residency in another state or foreign country;

and
 - 3) The student is and continues to be a resident of Rhode Island.

- b. Any emancipated student who initially was classified as a non-resident student may thereafter obtain re-classification as a resident student only if the student establishes and maintains residency in Rhode Island for a period of at least one year prior to the first class day of the semester for which re-classification as a resident student is being sought.
- c. A student from another state or foreign country who is enrolled at a public college or university for more than six credits per semester shall be presumed to be in Rhode Island primarily for educational purposes and will be presumed to have not been a resident of the state during the time so enrolled. Continued presence in Rhode Island during vacation periods or occasional interruptions in the course of study will not, of itself, overcome these presumptions.
- d. A member of the Armed Forces or his or her spouse stationed in the state on military orders shall be entitled to classification as a resident student during any semester the first class day of which is encompassed by the orders.

D. PROCEDURES FOR INSTITUTIONS

- 1. The institutional Residency Officer shall classify each person accepted by a public college or university as a resident or non-resident student. Said classification shall be based upon all relevant information made available to the Residency Officer, including, but not limited to, information submitted by or on behalf of the student. The Residency Officer may, as a condition of registration, require such written documents and other relevant evidence as are deemed necessary or helpful to determine the residence of the applicant.
- 2. Any student who has been classified as a non-resident student and who claims that his or her status has changed during attendance at the institution may request the Residency Officer for a re-classification, submitting relevant evidence in support of this claim.

Based upon relevant evidence, the institution may request the Residency Officer to reclassify a student, if the student's status has changed during attendance at the institution.

If the Residency Officer determines that the student has become a resident, the student shall be classified as a resident student effective as of the beginning of the semester next following the determination. Decisions on classification will be communicated to the student in written form. Requests for a change of classification will not be considered more than once in any semester.

- 3. Any student who is classified as a non-resident student by the Residency Officer may, by filing a written request with the Residency Officer within thirty days of receipt of notification of the classification, appeal the Residency Officer's decision to the Board of Residency Review. The Residency Officer shall thereupon transmit the record, including a statement of the reasons for the decision to the Board of Residency Review, and the board shall decide the appeal upon the record together with such additional written information as the student may furnish or the board may require. The Board of Residency Review shall hold an informal hearing. The decision of the Board of Residency Review shall be final.

E. PENALTIES

Misrepresentation of facts in order to qualify for resident student classification shall be considered cause for the recapture of back-due tuition and/or for suspension or permanent exclusion from a public college or university. Moreover, it may subject the student to criminal prosecution.



RHODE ISLAND RESIDENCY APPLICATION AS AN UNEMANCIPATED
STUDENT

Name _____

Social Security Number _____

Date of Birth _____

Country of Citizenship _____

If not a U. S. citizen, what type of visa do you hold?

I am requesting Residency Classification beginning for the

Semester: _____ Year: _____

My permanent legal, documented, true and permanent home, and place of habitation or domicile is:

RESIDENCY AS AN UNEMANCIPATED STUDENT

After reading the Board of Governors for Higher Education definitions for residency, I declare that I meet the requirements as an unemancipated student under part C., No. 1

(Circle those that apply) Criteria A. B. C. D. E.

My parents and/or guardians have been residents of the state for one year immediately preceding the first class day of the first semester of my registration at Rhode Island College and I am submitting the enclosed documents as evidence of my claim.

Student Signature _____

Date _____



UNEMANCIPATED STUDENT PARENTS/GUARDIANS STATEMENT

Parents/Guardians Name _____

Student's Name _____

Student's Social Security Number _____

I am certifying that my Rhode Island College student is unemancipated, that I claim the student as a dependent for tax purposes, and that I am responsible for the care and custody of the student. Under the Board of Governors for Higher Education Residency Policy, Part C., Criteria, I am submitting the following documentary evidence:

Please circle and submit documents for those that apply.

- A. Copy of lease or deed of property showing one year is residency immediately preceding the first class day for the first semester of the student's registration.
- B. Copy of new lease or deed of property showing one year's residency since last decision resulted in declaration as a non-resident.
- C. Copy of legal custody and/or proof of financial support and responsibility for the student.
- D. Evidence of the appointment of the guardian and certification of the residency of the guardian showing one year is residency immediately preceding the first class day for the first semester of the student's registration.
- E. Copy of the military orders of the parent or guardian entitling the classification as a resident student during any semester the first class day of which is encompassed by the orders.

Certification: I certify that the information entered above in support of this application is true, correct and complete to the best of my knowledge. I authorize State and Federal authorities to release information to Rhode Island College to verify these statements if necessary.

Signature of parent/guardian:

Date:

Notarization: To be completed by a Notary Public Subscribed and sworn to before me this _____ day of _____ 19_____ .

Notary Public



RHODE ISLAND RESIDENCY APPLICATION AS AN EMANCIPATED STUDENT

Name _____

Social Security Number _____

Date of Birth _____

Country of Citizenship _____

If not a U, S. citizen, what type of visa do you hold?

I am requesting Residency Classification beginning for the

Semester: _____ Year: _____

My permanent legal, documented, true and permanent home, and place of habitation or domicile is:

RESIDENCY AS AN EMANCIPATED STUDENT

After reading the Board of Governors for Higher Education definitions for residency, I declare that I am an emancipated student who has attained the age of 18 years and whose parents and/or guardians:

- a. have entirely surrendered the right to my care, custody and my earnings; and -
- b. have not claimed me as a dependent for tax purposes for two years; and
- c. their income was not taken into account by any private or governmental agency furnishing financial education assistance to me, including scholarships, loans or otherwise.

If any of the aforesaid tests are not met, I understand I shall be presumed to be unemancipated.

Student Signature _____

Date _____



EMANCIPATED STUDENT STATEMENT

Student's Name _____

Student's Social Security Number _____

I certify that I am emancipated and under the Board of Governors for Higher Education Residency Policy, Part C., Criteria, No. 2, I am submitting the following documentary evidence that supports my request:

Please circle and submit documents for those that apply.

1. At the time of emancipation, my parents and/or guardians were residents of Rhode Island for one year immediately preceding the first class day of the first semester of my registration and a copy of their lease or deed of property is enclosed;

-or-

Having become emancipated, I have established and maintained residency in Rhode island for one year immediately preceding the first class day of the first semester of my registration and a copy of my lease or deed of property is enclosed; and

2. I do not hold residency in another state or foreign country; and
3. I am and continue to be a resident of Rhode Island.
4. I am a member of the Armed Forces or his or her spouse in the state on military orders entitling the classification as a resident student during any semester the first class day of which is encompassed by the orders and a copy is enclosed.

Certification: I certify that the information entered above in support of this application is true, correct and complete to the best of my knowledge. I authorize State and Federal authorities to release information to Rhode island College to verify these statements if necessary.

Signature of Student _____

Date: _____



EMANCIPATED STUDENT PARENTS/GUARDIANS STATEMENT

Parents/Guardians Name _____

Student's Name _____

Student's Social Security Number _____

I certify that my Rhode Island College student is emancipated and that I have entirely surrendered the right to the care, custody and earnings of the student.

I have not claimed the student as a dependent for tax purposes for two years.

My income was not taken into account by any private or governmental agency furnishing financial education assistance to the student, including scholarships, loans, or otherwise.

Copies of my IRS tax forms for the last two years will be forwarded to the Residency Officer, if requested, to support this residency application.

Certification: I certify that the information entered above in support of this application is true, correct and complete to the best of my knowledge. I authorize State and Federal authorities to release information to Rhode Island College to verify these statements if necessary.

Signature of parent/guardian: _____

Date: _____

Notarization: To be completed by a Notary Public Subscribed and sworn to before me

this _____ day of _____ 19____ .

Notary Public