

JACKSONVILLE STATE UNIVERSITY
Manual of Policies and Procedures

POLICY NUMBER: III:06 ORIGINAL DATE: September 4, 2013

REVISION DATE: January 12, 2017, April 20, 2017¹, November 2021

SUBJECT: In-State Tuition Policy for Out-of-State Students

APPROVED: Dr. Don C. Killingsworth, Jr., President

PURPOSE

This policy provides for the awarding of in-state tuition rates for qualifying students pursuant to the §16- 64-2, Code of Alabama 1975, as authorized by the Board of Trustees of Jacksonville State University. This policy, as written, complies with Alabama law.

POLICY

In accordance with §16-64-2, Code of Alabama 1975, Jacksonville State University may allow in-state tuition status to out-of-state students who meet the requirements of law as follows:

- **One who, at the time of registration, is not a minor (as defined by Alabama law) and satisfies one of the following:**
 - Is a full-time permanent employee of the institution at which the student is registering or is the spouse of such an employee.
 - Can verify full-time permanent employment within the State of Alabama or is the spouse of such an employee or will commence such employment within 90 days of registration with the institution.
 - Is employed as a graduate assistant or fellow by the institution at which the student is registering
 - Is an accredited member of or the spouse of an accredited member of a consular staff assigned to duties in Alabama.

¹ This policy was amended on April 20, 2017, to add provisions of Title 31, Chapter 6, Code of Alabama 1975.

- Is in a program or takes courses within an interstate consortium of colleges or universities that either offers reciprocal resident student tuition to residents of Alabama in the program or courses offered by colleges or universities not within Alabama, or is enrolled in a program or courses through an interstate consortium of colleges or universities that assesses tuition at the uniform rate for all students enrolled in that course or program.
- Is a member or the spouse of a member of the United States military on full-time active duty stationed in Alabama under orders other than attending school.
- Has been a member of the Alabama National Guard for a period of at least two years immediately preceding the student qualifying for resident tuition and continues to be a member of the Alabama National Guard while enrolled at the public institution of higher education.
- Is a veteran of the Armed Forces of the United States, provided that the veteran has become a resident of Alabama and satisfies at least one of the following conditions:
 - The veteran has served on active duty for a continuous period of time, not less than two years, and has received an honorable discharge as verified by a United States Department of Defense Form 214 within five years of enrolling in an Alabama public institution of higher education.
 - The veteran is currently serving in a reserve component of the Armed Forces of the United States, as verified by a memorandum from the commanding officer of the veteran student.
 - The veteran has been assigned a service-connected disability by the United States Department of Veterans Affairs.
 - Is an out-of-state veteran who resides within 90 miles of a campus located in Alabama and has enrolled at an institution whose board of trustees has voted to allow nonresident in-state tuition for active and retired military.

- **Effective August 1, 2021, Veterans Affairs In-State Residency Policy for Tuition Purposes:**

The following individuals shall be charged a rate of tuition not to exceed the in-state rate for tuition and fees purposes:

- A Veteran using educational assistance under either Chapter 30 (Montgomery GI Bill–Active Duty) or Chapter 33 (Post-9/11 GI Bill), of Title 38, United States Code, who lives in Alabama while attending a school located in Alabama (regardless of his/her formal state of residence).
- Anyone using transferred Post-9/11 GI Bill benefits (38 U.S.C. § 3319) who lives in Alabama while attending school located in Alabama (regardless of his/her formal state of residence).
- Anyone described above while he or she remains continuously enrolled (other than during regularly scheduled breaks between courses, semesters, or terms) at the same school. The person so described must have enrolled in the school prior to the expiration of the three-year period following discharge or release as described above and must be using educational benefits under either chapter 30 or chapter 33, of title 38, United States Code.
- Anyone using transferred Post-9/11 GI Bill benefits (38 U.S.C. § 3319) who lives in Alabama while attending a school located in Alabama (regardless of his/her formal state of residence) and the transferor is a member of the uniformed service who is serving on active duty.
- Anyone using benefits under the Marine Gunnery Sergeant John David Fry Scholarship (38 U.S.C. § 3311(b)(9)) who lives in Alabama while attending a school in Alabama (regardless of his/her formal state of residence).
- Anyone using educational assistance under chapter 31, Vocational Rehabilitation/Employment (VR&E), shall also be charged the resident rate. Effective for courses and terms beginning after March 1, 2019, a public institution of higher learning must charge the resident rate to chapter 31 participants, as well as the other categories of individuals described above. When an institution charges those individuals more than the rate for resident students, VA is required to disapprove programs of education sponsored by VA.

The policy shall be amended as necessary to be compliant with the requirements of 38 U.S.C. 3679(c) as amended.

- **One who, at the time of registration, is a minor (as defined by Alabama law) and whose supporting person satisfies one of the following:**
 - Is a full-time permanent employee of the institution at which the student is registering.
 - Can verify full-time permanent employment within the State of Alabama and will commence such employment within 90 days of registration with the institution.
 - Is an accredited member of a consular staff assigned to duties in Alabama.
 - is a member of the United States military on full-time active duty stationed in Alabama under orders for duties other than attending school.
- **One who, at the time of registration, is a full-time undergraduate student receiving a partial or full JSU or JSU Foundation-funded scholarship award in recognition of a particular talent or ability, provided such student possesses the talent or ability at the time of initial enrollment and maintains continuous scholarship eligibility at the University.**

INTERNATIONAL STUDENTS

International students may apply for residence reclassification but must have the ability to remain indefinitely in the United States and otherwise meet the requirements of the Alabama Code and Board Rule 202. More specifically, a person must be a Permanent Resident Alien, Political Asylee, Political Refugee, or hold an A, E, G, H, I, L, O, P, R, TC, TD or TN visa to be eligible for review as an in-state resident for tuition purposes. Students who hold a B, F, J, or M visa are not eligible to establish Alabama residency unless their supporting person is an Alabama resident or is a full-time employee of a company party to an Alabama Free Trade Agreement.

PROCEDURES

- The basis for awarding of in-state tuition rates pursuant to this policy shall be appropriately documented and retained.
- The scholarship offer acceptance letter upon which in-state tuition rates are granted shall be maintained in the files of the University Scholarship Office.

- Students who meet their scholarship renewal guideline requirements will be deemed to satisfy the continuous maintenance of the particular talent or ability requirement as required.
- It is the responsibility of the particular department (i.e., athletics, international house, band, financial services, academic department, etc.) to notify the University Scholarship Office should a student lose the scholarship upon which the in-state tuition rate award is based or is determined to no longer meet the particular talent or ability requirement. The Scholarship Office will then notify the Registrar's Office of the change.

RESPONSIBILITY

This policy is the responsibility of the Provost and Sr. Vice President for Academic Affairs.

EVALUATION

This policy will be evaluated at least every five (5) years or as necessary to conform with governing changes in federal or state law.