

Shawnee State University

AREA:	STUDENT AFFAIRS	POLICY NO.:	3.01
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		EFFECTIVE DATE:	1/22/90
SUBJECT:	OHIO RESIDENCY DETERMINATION	RECOMMENDED BY:	Paul Crabtree
		APPROVED BY:	

The Office of the Registrar shall be responsible for implementing policy regarding the determination of residency classification of students. A record shall be kept of each residency determination along with the grounds for granting or denying the application indicated.

1.0 Application for Reclassification

- 1.1 A student who believes that he/she qualifies for reclassification as an Ohio resident must file a formal application for reclassification with the Office of the Registrar. (Form is available at the Department of the Registrar.)
- 1.2 No deferment of fees due to a pending application is possible. All fees must be paid in full. However, if the application is approved, the University shall make any applicable refund retroactive to the date of initial qualification as a resident.

2.0 Criteria for Ohio Residency are as follows:

- 2.1 Dependent students, at least one of whose parents or legal guardian has been a resident of the state of Ohio for all other legal purposes for twelve consecutive months or more, immediately preceding the enrollment of such student in an institution of higher education.
- 2.2 Persons who have resided in Ohio for all other legal purposes for at least twelve consecutive months immediately preceding their enrollment in an institution of higher education and who are not receiving, and have not directly received in the preceding twelve consecutive months, financial support from persons or entities who are not residents of Ohio for all other legal purposes.
- 2.3 Persons who reside and are gainfully employed on a full-time or part-time and self-sustaining basis in Ohio and who are pursuing a part-time program of instruction of higher education.

3.0 Specific Exceptions and Circumstances:

- 3.1 A person on active duty status in the United States military service who is stationed and resides in Ohio and his or her dependents are considered residents of Ohio for these purposes.

- 3.2 A person who enters and currently remains upon active duty status in the United States military service while a resident of Ohio for all other legal purposes and his or her legal dependents shall be considered residents of Ohio for these purposes as long as Ohio remains the state of the person's domicile.
- 3.3 Any foreign national holding an immigration visa or classified as a political refugee shall be considered a resident of the state of Ohio for state subsidy and tuition surcharge purposes in the same manner as any other student.
- 3.4 No person who holds a student or other temporary visa shall be eligible for Ohio residency for these purposes.
- 3.5 A dependent person classified as a resident of Ohio who is enrolled in an institution of higher education when his or her parents or legal guardian remove their residency from the state of Ohio shall be considered a resident of Ohio for these purposes during continuous full-time enrollment and until his or her completion of any one academic degree program.
- 3.6 In determining residency of a dependent student, removal of the student's parents or legal guardian from Ohio shall not, during a period of twelve months following such removal, constitute relinquishment of Ohio residency status otherwise established under this rule.
- 3.7 Any person once classified as a non-resident, upon the completion of twelve consecutive months of residency in Ohio for all other legal purposes, may apply to the Registrar for reclassification as a resident of Ohio for these purposes. Should such person present clear and convincing proof that no part of his or her financial support is, or in the preceding twelve consecutive months, has been provided directly or indirectly by persons or entities who are not residents of Ohio for all other legal purposes, such person shall be classified as a resident.
- Evidentiary determinations under this rule shall be made by the University, which may require, among other things, the submission of information regarding the sources of a student's actual financial support to that end.
- 3.8 Any reclassification of a person who was once classified as a non-resident for these purposes shall have prospective application only from the date of such reclassification.
- 3.9 A person who is transferred by his/her employer beyond the territorial limits of the fifty states of the United States and the District of Columbia while a student of Ohio for all other legal purposes and his/her dependents shall be considered residents of Ohio for these purposes as long as Ohio remains the state of such person's domicile.

- 3.10 A person who has been employed as a migrant worker in the state of Ohio and his/her dependents shall be considered a resident for these purposes provided such person has worked in Ohio at least four months during each of the three years preceding the proposed enrollment.
- 3.11 The spouse or dependent child of a person who as of the first day of enrollment accepted full-time employment and established domicile in the state of Ohio may be considered as a resident for the determination of residency status and the assessment of student fees as specified in the Ohio Revised Code, ORC 3333.31 as amended 3/22/89. Appropriate documentation of employment and domicile is required. Further information is available from the Office of the Registrar.