HENDERSON STATE UNIVERSITY
ARKADELPHIA, ARKANSAS

APPLICATION FOR RESIDENCY CLASSIFICATION
AS IN-STATE DOMICILIARY
(For College Fee Purposes)

1. Name _____ / _____
   Social Security No.

2. Permanent home address _____

   _____
   Zip Code

3. Degree you are working for _____ Major _____

4. Date of birth _____ Place of birth _____
   Month Day Year City and State

5. If foreign born, have you been naturalized? _____

   If not a citizen, what type of visa do you hold? _____

   When did you obtain the visa? _____

   Have you declared an intent to become a U.S. citizen? _____

6. When did you come (or last return) to Arkansas? _____

   From (place)? _____

   Explain any earlier stay here _____

   Since _____ (date) I have lived in Arkansas continuously at the following addresses:

   _____

   _____

7. a. Father's name and address _____
   _____

   b. Mother's name and address _____
   _____

   c. If parents' addresses differ, explain _____

   If parents are divorced or separated, who has legal custody? _____

   d. If neither parent is living, or if you have a guardian, guardian's name _____

   Address of guardian _____

   Date guardianship began _____ Legal or informal? _____

8. **REGULATIONS**

The purpose of these rules is to enable the administrative officers of Henderson State University to comply with the law in classifying students, for the purpose of paying fees, as either "in state" or "out-of-state", so as to accord fairness and equity to the students of the University and at the same time to protect the interests of the University, and that of Arkansas taxpayers, from unfounded claims advanced for the purpose of evading payment of proper charges for educational services.

No student shall be admitted to Henderson State University and be classified as an "in state" student for student fee purposes unless he or she is a bona fide domiciliary of Arkansas and has resided in this state in that status for at least six consecutive months prior to the beginning of the term or semester for which the fees are to be paid.

An out-of-state student enrolled for a full, or substantially full, program of courses or credits at an educational institution is considered to be in Arkansas primarily for the purpose of attending school and not for the purpose of establishing in good faith a true, fixed and permanent home constituting an Arkansas domicile. Continued presence in Arkansas during vacation periods or during a period or periods when not enrolled in an educational institution, where any one such period does not extend for at least six continuous months, shall not justify reclassification to an in-state student status.

Initial classification as an out-of-state student shall not prejudice the right of that student to be reclassified thereafter for following semesters or terms of enrollment as an in-state student, provided he or she has actually acquired a bona fide Arkansas domicile and has resided in Arkansas thereafter for six continuous months duration as such domiciliary prior to his or her reclassification by the University. In similar manner, an in-state student shall be reclassified for future semesters and terms when his or her domicile is moved to some other state. For University purposes, a local domicile, together with residing here as such for six continuous months or more, is acquired through Arkansas coming to be one's home and his residence as distinguished from a temporary sojourn in Arkansas as a student, and involves the probability of remaining in Arkansas beyond graduation. The single fact of presence in Arkansas for at least six continuous months of attendance as a student enrolled in Henderson State or in any other colleges or universities in Arkansas, neither constitutes nor necessarily precludes the acquisition of a basis for reclassification, but is a factor to be considered.

The responsibility for registering under a proper classification for this purpose is placed upon the student. If there is any question of a student's proper classification or reclassification for fee purposes, it is the duty of each student at time of registration to raise the question of his or her status with the Registrar's Office in order to have such question settled by the Registrar. Initial classification upon enrolling or re-enrolling in the University, or any reclassification, shall be made or concurred in by the Registrar. The President of the University shall designate a Committee for Student Status, who will receive appeals for review and determination, and who, in their discretion, shall conduct informal hearings, receive evidence, and make such investigation as may be appropriate so that a decision may be rendered with notice thereof to the affected student. Written notice of appeals procedure shall be provided to each student raising the question of his or her status with the Registrar.

A student from outside of Arkansas shall have the burden of establishing by proof any claim that he or she is entitled to be treated as an in-state student for fee purposes, and evidence to that effect must be presented in writing, verified under oath by the student. Mere self-serving claims of local domicile and duration of stay are of little weight. A student who knowingly gives erroneous information in an attempt to evade payment of out-of-state fees shall be subject to dismissal from the University.

In determining proper classification and reclassification of students for fee purposes, the following rules and definitions shall be used for guidance:

(a) "Domicile", in order to constitute one an "in state" student, means that Arkansas is the legal home and place of permanent living of such student for all purposes, and that the intention to make one's permanent home here has been manifested objectively by good faith acts, and that mere physical presence alone is insufficient. In this sense, domicile is the equivalent of a legal residence. The rule requires that a domiciliary of Arkansas be also physically present in such domiciliary status in Arkansas for at least six continuous months prior to recognition of that status for fee purposes.

(b) For purposes where the student's status is dependent upon the domicile and place of residing of his or her parent or parents, the definition in (a) above shall govern the determination of domicile of the parents. Neither the mere fact of presence in Arkansas with his or her children while the latter are attending the University or some other educational institution or institutions in Arkansas, nor the mere ownership of property located in Arkansas, is sufficient proof of such local domicile and place of residing, but are to be considered together with all pertinent circumstances.

(c) The domicile and legal residence of a minor student is the same as: (i) That of the parents or surviving parent; or (ii) That of the parent to whom custody of the minor has been awarded by a divorce or other judicial decree; or (iii) That of the parent with whom the minor in fact makes his home, if there has been a separation of parents without a judicial award of custody; or (iv) That of an adoptive parent, where there has been a legal adoption, even though the natural parents or parent be living; or (v) That of a "natural" guardian, such as grandparent or other close relative with whom the minor in fact makes his home, where the parents are dead or have abandoned the minor.

(d) Appointment of a guardian in a state outside of Arkansas will attribute the domicile of the minor student to that of his or her out-of-state guardian. Establishment of guardianship or adoption for the purpose of evading fees will not be recognized.

(e) A minor emancipated by the law of his domicile or on reaching the legal age of majority has the power which any adult has to acquire a different domicile and a different place or residing; however, his prior domicile or origin continues until he clearly establishes a new one. Marriage constitutes emancipation of minors, both male and female.

(f) For either an adult or an emancipated minor to acquire a domicile in this state, he must have permanently left his parental home, established a legal home (domicile) in Arkansas other than for attendance in school, resided here for six continuous months as an Arkansas domiciliary, and have no present definite intent of removing therefrom as of a time certain.

(g) Determination of local domicile shall be based on a review of all pertinent factors and circumstances which collectively may reasonably be deemed to objectively manifest a state of mind regarding domicile.

(h) Student living in the states bordering Arkansas who receive mail at an Arkansas post office are not domiciliaries of Arkansas.

(i) A person in the armed forces does not gain or lose resident status by merely being in the military service.

9. Applicant's Statement
(Required of all applicants. Note that this is to be notarized on the following page)

Read the Regulations on the preceding page. In the space below, make as clear and complete a statement as you can covering the following: (a) your purpose in coming or last returning to Arkansas; (b) A chronology of dates and events related to your coming here and your activities, employment, and places of living from the time you were living at home and attending high school until the present. (An applicant who is still in a dependent status should provide similar information

concerning his parent or guardian); (c) facts that in your opinion and in the light of the regulations tend to establish that Arkansas is your legal home, including the date it became such, and those facts regarding Arkansas as your actual place of living during the first twelve months; and (d) your immediate and long range plans. Be specific and factual, but be concise. Brevity is important.

Please concentrate on section (b), the chronology of dates and events, including summer activity.

If you are under 21 years of age, please answer the following questions:

10. What are the sources of your support? (If several, itemize amounts or percentages)

_____

11. How will your sources of support change while you attend the University?

_____

12. What portion of your funds, if any, do you obtain from your parents?

_____

13. Signatures and Action

This statement should be supported with any appropriate attached documentary evidence, signed before a notary public, and submitted to the Registrar's Office.

Signature of Applicant _____

Present mailing address _____
Zip Code

Current local telephone No. _____

STATE OF _____

County of _____

Subscribed and sworn before me this _____ day of _____ 20 _____

_____
Notary Public

My Commission Expires:

_____

Appeal Petition (Application) received: _____Date _____

Decision _____

Date _____ _____
Registrar

Applicant notified: _____ By: _____
(Date)