



State Board of Education

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MEMORANDUM

TO: Florida College Occupational Deans
Technical Center Directors

FROM: Rod Duckworth *RW*

DATE: December 15, 2015

SUBJECT: **Revision to Rule 6A-10.044, Residency for Tuition Purposes**

A revision to Rule 6A-10.044, Residency for Tuition Purposes, was approved by the State Board of Education at the October 28, 2015 meeting. The rule became effective December 2, 2015. The provisions of this rule add the requirement that each student submit a Florida Residency Declaration, FRD-1, in addition to the documentation required by the institution to determine residency. The federal immigration statutes that qualify a non-U.S. citizen to establish residency are specified. The revised rule also clarifies that reclassification of residency status may occur if the claimant has maintained legal residence in Florida for a minimum of twelve (12) consecutive months immediately prior to the first day of classes for the term for which reclassification is sought, except as otherwise provided in section 1009.21, Florida Statutes (F. S.). The amended rule also provides updated language clarifying that a dependent student who is a U.S. citizen may not be denied Florida residency status based solely upon the immigration status of the parent, in accordance with section 1009.21(2), F. S.

The Articulation Coordinating Committee (ACC) also approved updates to the Guidelines on Florida Residency for Tuition Purposes at its October meeting to reflect recent changes in statute and rule. The updated Guidelines are attached.

Questions concerning the revisions to State Board of Education Rule 6A-10.044 and the ACC Residency Guidelines may be directed to Dr. Amy Albee-Levine, director for Federal and State Initiatives, at amy.albee@fldoe.org

RD/aal

Attachments