

## 7. NEW BUSINESS

### 7.5. POLICY 402 – RESIDENCY – REVISED – SECOND READING

Policy 402 – Residency, is presented for a Second Reading as a result of the enactment of Illinois Public Act 103-0159: Out of District Enrollment. Given that policies 402, 420, 424 and 425 are linked in relation to student residency and effective tuition rates, all four of these policies were reviewed and are being presented for Second Reading together.

The following revisions to Policy 402 are recommended:

- Inclusion of all residency statuses and associated definitions
- Removal of outdated language re: property ownership and/or occupancy
- Clarifying when residency is established

Board Policy 402 was last amended on September 24, 2013. This policy has been reviewed by the College's legal counsel and shared governance system.

Recommended changes are highlighted in red and reflect changes presented as the First Reading. There are no revisions for the Second Reading.

**Recommendation:** Approve revised Policy 402 – Residency.

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### 402 RESIDENCY

Students are classified at the time of admission to the eCollege for purposes of tuition assessment and enrollment reporting according to **the following** resident statuses: ~~as follows:~~

- In-district resident
- Out-of-district resident
- Out-of-state resident
- Foreign country resident

Definitions of these residency statuses follow below.

#### **Proof of Residency**

~~Evidence of district residency shall be based on ownership and/or occupancy of a dwelling in Community College District 532.~~

#### **402.1 IN-DISTRICT RESIDENTS OF THE COLLEGE DISTRICT**

01. Students who are 18 years of age or older who have occupied a dwelling within Community College District #532 for at least 30 consecutive days prior to **the start of the term of enrollment.** ~~at the College of Lake County, are considered "in-district", except the following:~~

Notwithstanding the above, students shall not be classified as in-district even though they may have met the general 30-day residency provision if they are:

- ~~f~~Federal job corps workers stationed in the district;
- ~~i~~nmates of state or federal correctional/rehabilitation institutions located in the district;
- ~~s~~Students attending under the provisions of a ~~chargeback or~~ contractual agreement with another community college; ~~and/or~~
- **Full-time** students attending a postsecondary educational institution in the district who have not demonstrated through documentation a verifiable interest in establishing permanent residency.

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### 402 RESIDENCY (CONTINUED)

02. Unemancipated students under 18 who have at least one (1) parent, stepparent or court-appointed guardian who meet the ~~above criteria.~~ 30-day residency provision in subsection 01 above.

~~Community College District 532 is defined as residents of Lake County, Illinois, who pay taxes to Community College District 532.~~

03. Students who are currently under the legal guardianship of the Illinois Department of Children and Family Services or have recently been emancipated from the Department and who had a placement change into a new community college district are exempt from the 30-day requirement if they demonstrate proof of current in-district residency.
04. Any graduates of a recognized high school or students otherwise qualified to attend a public community college who reside in Illinois but who do not reside in any community college district within the State.
05. Students who move from outside the state who obtain an in-district residency for reasons other than going to college and demonstrate a verifiable interest in permanent residency will be exempt from the 30-day residency requirement.

#### ~~402.2 RESIDENTS OF ILLINOIS, OUT-OF-DISTRICT RESIDENTS -STUDENT~~

01. ~~A person~~Students who resides in Illinois, but ~~is~~are not a residents of Community College District 532, as defined in the in-district residents sections ~~402.1 and 402.3~~ above, are considered out-of-district.
02. To be classified as residents of the State of Illinois, students must have occupied a dwelling within the state for at least 30 consecutive days prior to the start of the term of enrollment.

Students shall be classified as Illinois residents without meeting the general 30-day residency provision if they are:

- Federal Job Corps workers stationed in Illinois;
- Members of the armed services stationed in Illinois;
- Inmates of state correctional/rehabilitation institutions located in Illinois; or

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### 402 RESIDENCY (CONTINUED)

- Employed full-time in Illinois.

#### ~~402.3~~ OUT-OF-STATE RESIDENTS

~~A person~~ Students who ~~is not a resident of~~ are legally domiciled outside the State of Illinois but within the United States and its possessions are considered out-of-state.

#### FOREIGN COUNTRY RESIDENT

Students who are legally domiciled in a country other than the United States are considered foreign country residents.

Adopted 06/26/1973  
Amended 05/28/1974  
Amended 07/26/1983  
Amended 06/26/1984  
Amended 01/22/1991  
Amended 01/25/1994  
Amended 08/27/1996  
Amended 09/24/2013  
Amended