- (1) The purpose of this regulation is to establish consistent policies for the classification of students as residents for tuition purposes in accordance with the criteria set forth in section 1009.21, Florida Statutes.
- (2) For Initial Determination of Residency: Each student shall submit a Florida Residency Declaration, electronically or in other form, and the documentation required by the institution to establish Florida residency for tuition purposes. Verification of whether the student is a dependent child as defined in section-1009.21(1)(a), shall be satisfied if the parent declares on the Florida Residency Declaration that the student is eligible to be claimed as a dependent by the parent under the federal income tax code. The Florida Residency Declaration is incorporated by reference and made a part of this regulation. The Residency Declaration is available at www.flbog.edu and the effective date is September 3, 2015.
 - (a) A dependent student who attended a Florida high school for a minimum of two (2) academic years immediately preceding initial enrollment in an institution of higher education and graduated from a Florida high school or earned a Florida General Educational Development (GED) within the last twelve (12) months may use the high school transcript or GED certificate as evidence of Florida residency. At least one (1) additional document identified in sections 1009.21(3)(c)1. or 1009.21(3)(c)2., must be presented evidencing the pa in Florida.
 - (b) If a declaration of domicile, pursuant to section 222.17, Florida Statutes, is being used as one of the documents to establish residency for tuition purposes, the date that an applicant shall be deemed as establishing residency for tuition purposes shall be twelve (12) months hence from the date that the Clerk of Circuit Court notes the declaration was sworn and subscribed to the Clerk. Nothing in this subsection shall prevent the use of additional documentation as evidence that legal residency was established by other means pursuant to section 1009.21(3)(c), as of a date earlier than that established by the declaration of domicile.
- (3) For Residency Reclassification Determination. A student who is classified as a nonresident for tuition purposes may become eligible for reclassification as a resident for tuition purposes by presenting a minimum of three (3) documents identified in sections 1009.21(3)(c)1. or 1009.21(3)(c)2., that convincingly demonstrate the establishment of permanent legal residence in Florida other than for the sole purpose of pursuing a postsecondary education. Documentation must demonstrate that the student or, if the student is a dependent, parent has maintained legal residence in Florida for at least twelve (12)

consecutive months immediately prior to the first day of classes for the term for which residency reclassification is sought except as otherwise provided in section 1009.21(6).

(4) The burden of providing clear and convincing documentation that justifies

84, 10-7-85, 12-31-85, Formerly 6C-7.05, 11-9-92, 4-16-96, Amended and Renumbered 4-21-05. Amended 03-24-11, Amended 9-3-15.