

# WINTHROP UNIVERSITY

## Application for Classification as a South Carolina Resident for Tuition Payment Purposes Residency Information and Regulations

Winthrop University is required under South Carolina State Law (Statutory Authority: 1976 Code Sections 59- 112-10 to 59-112-100) to determine the residence classification of applicants. The initial determination of one's resident status is made at the time of admission. The determination made at that time, and any determination made thereafter, prevails for each subsequent semester until information becomes available that would impact the existing residency status and the determination is successfully challenged. **The burden of proof rests with the students to show evidence as deemed necessary to establish and maintain their residency status.**

### 62-600. Rates of Tuition and Fees.

- A. Resident classification is an essential part of tuition and fee determination, admission regulations, scholarship eligibility, and other relevant policies of the state. It is important that institutions have fair and equitable regulations that can be administered consistently and are sensitive to the interests of both students and the state. The Commission on Higher Education hereby establishes regulations for the Statute Governing Residency for Tuition and Fee Purposes to be applied consistently by all South Carolina institutions of higher education. These regulations do not address residency matters relating to in county categories used within the State's technical colleges.
- B. Institutions of higher education are required by the Statute to determine the residence classification of applicants. The initial determination of one's resident status is made at the time of admission. The determination made at that time, and any determination made thereafter, prevails for each subsequent semester until information becomes available that would impact the existing residency status and the determination is successfully challenged. The burden of proof rests with the students to show evidence as deemed necessary to establish and maintain their residency status.

### 62-601. Code of Laws Governing Residence.

Rules regarding the establishment of legal residence for tuition and fee purposes for institutions of higher education are governed by Title 59, Chapter 112 of the 1976 South Carolina Code of Laws, as amended.

### 62-602. Definitions.

- A. "Academic Session" is defined as a term or semester of enrollment. (62-607.B)
- B. "Continue to be Enrolled" is defined as continuous enrollment without an interruption that would require the student to pursue a formal process of readmission to that institution. Formal petitions or applications for change of degree level shall be considered readmissions. (62-607.A)
- C. "Dependent Person" is defined as one whose predominant source of income or support is from payments from a parent, spouse, or guardian, who claims the dependent person on his/her federal income tax return. In the case of those individuals who are supported by family members who do not earn enough reportable income for taxation purposes, a dependent person can be defined as one who qualifies as a dependent or exemption on the federal income tax return of the parent, spouse, or guardian. A dependent person is also one for whom payments are made, under court order, for child support and the cost of the dependent person's college education. A dependent person's residency is based upon the residency of the person upon whom they are dependent. (62-602.G) (62-602.N) (62-603.B) (62-605.C) (62-607.A)
- D. "Domicile" is defined as the true, fixed, principal residence and place of habitation. It shall indicate the place where a person intends to remain, or to where one expects to return upon leaving without establishing a new domicile in another state. For purposes of this section, one may have only one legal domicile. One is presumed to abandon automatically an old domicile upon establishing a new one. Housing provided on an academic session basis for student at institutions shall be presumed not to be a place of principal residence, as residency in such housing is by its nature temporary. (62-602.E) (62-602.K) (62-602.M) (62-602.N) (62-603.A) (62-603.B) (62-605.B) (62-605.C) (62-607.A) (62-607.B) (62-608.A) (62-608.C) (62-608.D) (62-609.A.3) (62-609.A.4)
- E. "Family's Domicile in this State is Terminated" is defined as an employer directed transfer of the person upon whom the student is dependent and is not construed to mean a voluntary change in domicile. Also included is a relocation of the person upon whom the student is dependent who is laid off through no fault of their own, e.g., plant closure, downsizing, etc., who accepts employment in another state prior to relocating. (62-607.A)
- F. "Full time employment" is defined as employment that consists of at least thirty seven and one half hours a week on a single job in a full time status, with gross earnings of at least minimum wage. However, a person who works less than thirty seven and one half hours a week but receives or is entitled to receive full time employee benefits shall be considered to be employed full time if such status is verified by the employer. A person who meets the eligibility requirements of the Americans with Disabilities Act must present acceptable evidence that they satisfy their prescribed employment specifications in order to qualify as having full time employment. (62-605.C.1) (62-609.A.2) (62-609.A.3)
- G. "Guardian" is defined as one legally responsible for the care and management of the person or property of a minor child based upon the five tests for dependency prescribed by the Internal Revenue Service; provided, however, that where circumstances indicate that such guardianship or custodianship was created primarily for the purpose of conferring South Carolina domicile for tuition and fee purposes on such child or dependent person, it shall not be given such effect. (62-602.C) (62-602.E) (62-602.I) (62-602.M) (62-603.B) (62-605.C)
- H. "Immediately Prior" is defined as the period of time between the offer of admission and the first day of class of the term for which the offer was made, not to exceed one calendar year. (62-607.A)

- I. "Independent Person" is defined as one in his/her majority (eighteen years of age or older) or an emancipated minor, whose predominant source of income is his/her own earnings or income from employment, investments, or payments from trusts, grants, scholarships, commercial loans, or payments made in accordance with court order. An independent person must provide more than half of his or her support during the twelve months immediately prior to the date that classes begin for the semester for which resident status is requested. An independent person cannot claim the domicile of another individual as their own for the purposes of establishing intent to become a South Carolina resident. An independent person must have established his/her own domicile for twelve months prior to receiving in-state tuition and fees. An independent person cannot be claimed as a dependent or exemption on the federal tax return of his or her parent, spouse, or guardian for the year in which resident status is requested. (62-602.N) (62-603.A) (62-605.C) (62-607.B) (62-608.B)
- J. "Minor" is defined as a person who has not attained the age of eighteen years. An "emancipated minor" shall mean a minor whose parents have entirely surrendered the right to the care, custody and earnings of such minor and are no longer under any legal obligation to support or maintain such minor. (62-602.G)
- K. "Non-resident Alien" is defined as a person who is not a citizen or permanent resident of the United States. By virtue of their non-resident status "non-resident aliens" generally do not have the capacity to establish domicile in South Carolina. (62-602.M) (62-604.A)
- L. "Parent" is defined as the father, mother, stepfather, stepmother, foster parent or parent of a legally adopted child. (62-602.C) (62-602.E) (62-602.I) (62-602.J) (62-602.M) (62-603.B) (62-603.C) (62-605.C)
- M. "Reside" is defined as continuous and permanent physical presence within the State, provided that absences for short periods of time shall not affect the establishment of residence. Excluded are absences associated with requirements to complete a degree, absences for military training service, and like absences, provided South Carolina domicile is maintained. (62-603.A) (62-606.B) (62-609.A) (62-609.A.3) (62-609.A.4) (62-609.B)
- N. "Resident" for tuition and fee purposes is defined as an independent person who has abandoned all prior domiciles and has been domiciled in South Carolina continuously for at least twelve months immediately preceding the first day of class of the term for which resident classification is sought and for whom there is an absence of domiciliary evidence in other states or countries, notwithstanding other provisions of the Statute. (62-600.A) (62-600.B) (62-602.I) (62-602.K) (62-602.M) (62-603.A) (62-603.B) (62-603.C) (62-604.A) (62-605.A) (62-605.C) (62-605.C.7) (62-606.A) (62-606.A.5) (62-606.B) (62-607.A) (62-608.B) (62-609.A.3) (62-610.A) (62-610.B) (62-611.A) (62-611.B)
- O. "Spouse" is defined as the husband or wife of a married person in accordance with Title 20, Chapter 1 of the 1976 South Carolina Code of Laws, as amended. (62-602.C) (62-602.E) (62-602.I) (62-602.M) (62-603.B) (62-605.C)
- P. "Temporary Absence" is defined as a break in enrollment during a fall or spring semester (or its equivalent) during which a student is not registered for class. (62-606.A)
- Q. "Terminal Leave" is defined as a transition period following active employment and immediately preceding retirement (with a pension or annuity), during which the individual may use accumulated leave. (62-609.A.4)
- R. "United States Armed Forces" is defined as the United States Air Force, Army, Marine Corps, Navy, and Coast Guard. (62-606.B) (62-609.A(1))
- S. "Trust" is defined as a legal entity created by a grantor for the benefit of designated beneficiaries under the laws of the state and the valid trust instrument. However, that where circumstances indicate that such trust was created primarily for the purpose of conferring South Carolina domicile for tuition and fee purposes on such child or independent person, it shall not be given such effect.

#### 62-603. Citizens and Permanent Residents.

- A. Independent persons who have physically resided and been domiciled in South Carolina for twelve continuous months immediately preceding the date the classes begin for the semester for which resident status is claimed may qualify to pay in state tuition and fees. **The twelve month residency period starts when the independent person establishes the intent to become a South Carolina resident per Section 62-605 entitled "Establishing the Requisite Intent to Become a South Carolina Domiciliary." The twelve month residency period cannot start until the absence of indicia in other states is proven.** Absences from the State during the twelve month period may affect the establishment of permanent residence for tuition and fee purposes.
- B. **The resident status of a dependent person is based on the resident status of the person who provides more than half of the dependent person's support and claims or, only in the case of those individuals who are supported by family members who do not earn enough reportable income for taxation purposes, qualifies to claim the dependent person as a dependent for federal income tax purposes. Thus, the residence and domicile of a dependent person shall be presumed to be that of their parent, spouse, or guardian.**
- C. **In the case of divorced or separated parents,** the resident status of the dependent person may be based on the resident status of the parent who claims the dependent person as a dependent for tax purposes; or based on the resident status of the parent who has legal custody or legal joint custody of the dependent person; or based on the resident status of the person who makes payments under a court order for child support and at least the cost of his/her college tuition and fees.

#### 62-604. Non-Resident Aliens, Non-Citizens, and Non-Permanent Residents.

- A. Except as otherwise specified in this section or as provided in Section 62-609 (1) & (2), independent non-citizens and non-permanent residents of the United States will be assessed tuition and fees at the non-resident, out of state rate. Independent non-resident aliens, including refugees, asylees, and parolees may be entitled to resident, in state classification once they have been awarded permanent resident status by the U.S. Department of Justice and meet all the statutory residency requirements provided that all other domiciliary requirements are met. Time spent living in South Carolina immediately prior to the awarding of permanent resident status does not count toward the twelve month residency period. Certain non-resident aliens present in the United States in specified visa classifications are eligible to receive in-state residency status for tuition and fee purposes as prescribed by the Commission on Higher Education. They are not, however, eligible to receive state-sponsored tuition assistance/scholarships.

B. Title 8 of the Code of Federal Regulations (CFR) serves as the primary resource for defining visa categories.

#### **62-605. Establishing the Requisite Intent to Become a South Carolina Domiciliary.**

- A. Resident status may not be acquired by an applicant or student while residing in South Carolina for the primary purpose of enrollment in an institution or for access to state supported programs designed to serve South Carolina residents. An applicant or student from another state who comes to South Carolina usually does so for the purpose of attending school. Therefore, an applicant or student who enrolls as a non-resident in an institution is presumed to remain a non-resident throughout his or her attendance and does not qualify under any of the residency provisions.
- B. If a person asserts that his/her domicile has been established in this State, **the individual has the burden of proof**. Such persons should provide to the designated residency official of the institution to which they are applying any and all evidence the person believes satisfies the burden of proof. The residency official will consider any and all evidence provided concerning such claim of domicile, but will not necessarily regard any single item of evidence as conclusive evidence that domicile has been established.
- C. For independent persons or the parent, spouse, or guardian of dependent persons, examples of intent to become a South Carolina resident may include, although the following indicia:
1. Statement of full time employment;
  2. Designating South Carolina as state of legal residence on military record;
  3. Possession of a valid South Carolina driver's license, or if a non-driver, a South Carolina identification card. **Failure to obtain this credential within 45 days of the establishment of the intent to become a South Carolina resident will delay the beginning date of residency eligibility until a South Carolina driver's license is obtained;**
  4. Possession of a valid South Carolina vehicle registration card. **Failure to obtain this credential within 45 days of the establishment of the intent to become a South Carolina resident will delay the beginning date of residency eligibility until the applicant obtains a South Carolina vehicle registration card;**
  5. Maintenance of domicile in South Carolina;
  6. Paying South Carolina income taxes as a resident during the past tax year, **including income earned outside of South Carolina from the date South Carolina domicile was claimed, which is required of all persons who claim residency in South Carolina.**
  7. Ownership of principal residence in South Carolina; and
  8. Licensing for professional practice (if applicable) in South Carolina.
- D. **The absence of indicia in other states or countries is required before the student is eligible to pay in state rates.**

#### **62-606. Maintaining Residence.**

- A. A person's temporary absence from the State does not necessarily constitute loss of South Carolina residence unless the person has acted inconsistently with the claim of continued South Carolina residence during the person's absence from the State. The burden is on the person to show retention of South Carolina residence during the person's absence from the State.

Steps a person should take to retain South Carolina resident status for tuition and fee purposes include:

1. Continuing to use a South Carolina permanent address on all records;
  2. Maintaining South Carolina driver's license;
  3. Maintaining South Carolina vehicle registration;
  4. Satisfying South Carolina resident income tax obligation. **Individuals claiming permanent residence in South Carolina are liable for payment of income taxes on their total income from the date that they established South Carolina residence. This includes income earned in another state or country.**
- B. Active duty members of the United States Armed Forces and their dependents are eligible to pay in state tuition and fees as long as they continuously claim South Carolina as their state of legal residence during their military service. **Documentation will be required in all cases to support this claim.** South Carolina residents who change their state of legal residence while in the military lose their South Carolina resident status for tuition and fee purposes.

#### **62-607. Effect of Change of Residency.**

- A. Notwithstanding other provisions of this section, any dependent person of a legal resident of this state who has been domiciled with his/her family in South Carolina for a period of not less than three years and whose family's domicile in this state is terminated immediately prior to his/her enrollment may enroll at the in state rate. Any dependent person of a legal resident of this state who has been domiciled with his/her family in South Carolina for a period of not less than three years and whose family's domicile in this state is terminated after his/her enrollment may continue to receive in state rates, however, a student must continue to be enrolled and registered for classes (excluding summers) in order to maintain eligibility to pay in state rates in subsequent semesters. Transfers within or between South Carolina colleges and universities of a student seeking a certificate, diploma, associate, baccalaureate, or graduate level degree does not constitute a break in enrollment.
- B. If a dependent or independent person voluntarily leaves the state, and information becomes available that would impact the existing residency status, eligibility for in state rates shall end on the last day of the academic session during which domicile is lost. Application of this provision shall be at the discretion of the institution involved. However, a student must continue to be enrolled and registered for classes (excluding summers) in order to maintain eligibility to pay in state rates in subsequent semesters.

**62-608. Effect of Marriage.**

- A. In ascertaining domicile of a married person, irrespective of gender, such a review shall be determined just as for an unmarried person by reference to all relevant evidence of domiciliary intent.
- B. If a non-resident marries a South Carolina resident, the non-resident does not automatically acquire South Carolina resident status. The non-resident may acquire South Carolina resident status if the South Carolina resident is an independent person and the non-resident is a dependent of the South Carolina resident.
- C. Marriage to a person domiciled outside South Carolina shall not be solely the reason for precluding a person from establishing or maintaining domicile in South Carolina and subsequently becoming eligible or continuing to be eligible for residency.
- D. No person shall be deemed solely by reason of marriage to a person domiciled in South Carolina to have established or maintained domicile in South Carolina and consequently to be eligible for or to retain eligibility for South Carolina residency.

**62-609. Exceptions.**

- A. Persons in the following categories qualify to pay in state tuition and fees without having to establish a permanent home in the state for twelve months. Persons who qualify under any of these categories must meet the conditions of the specific category on or before the first day of class of the term for which payment of in state tuition and fees is requested. The following categories apply only to in state tuition and do not apply to State supported scholarships and grants. Individuals who qualify for in state tuition and fees under the following exceptions do not automatically qualify for LIFE, SC HOPE or Palmetto Fellows Scholarships.
  - 1. "Military Personnel and their Dependents": Members of the United States Armed Forces who are permanently assigned in South Carolina on active duty and their dependents are eligible to pay in state tuition and fees. When such personnel are transferred from the State, their dependents may continue to pay in state tuition and fees as long as they are continuously enrolled. Such persons (and their dependents) may also be eligible to pay in state tuition and fees as long as they are continuously enrolled after their discharge from the military, provided they have demonstrated an intent to establish a permanent home in South Carolina and they have resided in South Carolina for a period of at least twelve months immediately preceding their discharge. Military personnel who are not stationed in South Carolina and/or former military personnel who intend to establish South Carolina residency must fulfill the twelve month "physical presence" requirement for them or their dependents to qualify to pay in state tuition and fees.
  - 2. "Faculty and Administrative Employees with Full Time Employment and their Dependents": Full time faculty and administrative employees of South Carolina state supported colleges and universities and their dependents are eligible to pay in state tuition and fees.
  - 3. "Residents with Full Time Employment and their Dependents:" Persons who reside, are domiciled, and are full time employed in the State and who continue to work full time until they meet the twelve month requirement and their dependents are eligible to pay in state tuition and fees, provided that they have taken steps to establish a permanent home in the State. Steps an independent person must take to establish residency in South Carolina are listed in Section 62-605 entitled ("Establishing the Requisite Intent to Become a South Carolina Domiciliary").
  - 4. "Retired Persons and their Dependents:" Retired persons who are receiving a pension or annuity who reside in South Carolina and have been domiciled in South Carolina as prescribed in the Statute for less than a year may be eligible for in state rates if they maintain residence and domicile in this State. Persons on terminal leave who have established residency in South Carolina may be eligible for in state rates even if domiciled in the State for less than one year if they present documentary evidence from their employer showing they are on terminal leave. The evidence should show beginning and ending dates for the terminal leave period and that the person will receive a pension or annuity when he/she retires.
- B. South Carolina residents who wish to participate in the Contract for Services program sponsored by the Southern Regional Education Board must have continuously resided in the State for other than educational purposes for at least two years immediately preceding application for consideration and must meet all other residency requirements during this two year period.

**62-610. Application for Change of Resident Status.**

- A. Persons applying for a change of resident classification must complete a residency application/petition and provide supporting documentation prior to a reclassification deadline as established by the institution.
- B. The burden of proof rests with those persons applying for a change of resident classification who must show required evidence to document the change in resident status.

**62-611. Incorrect classification.**

- A. Persons incorrectly classified as residents are subject to reclassification and to payment of all nonresident tuition and fees not paid. If incorrect classification results from false or concealed facts, such persons may be charged tuition and fees past due and unpaid at the out of state rate. The violator may also be subject to administrative, civil, and financial penalties. Until these charges are paid, such persons will not be allowed to receive transcripts or graduate from a South Carolina institution.
- B. Residents whose resident status changes are responsible for notifying the Residency Official of the institution of such changes.

**62-612. Inquiries and Appeals.**

- A. Inquiries regarding residency requirements and determinations should be directed to the institutional residency official.
- B. Each institution will develop an appeals process to accommodate persons wishing to appeal residency determinations made by the institution's residency official. Each institutions appeal process should be directed by that institutions primary residency officer, in conjunction with those individuals who practice the application of State residency regulations on a daily basis. The professional judgment of the residency officer and administrators will constitute the institutional appeal process. Neither the primary residency official nor appellate official(s) may waive the provisions of the Statute or regulation governing residency for tuition and fee purposes.

## RESIDENCY APPLICATION CHECKLIST

NAME: \_\_\_\_\_ Winthrop ID Number: \_\_\_\_\_

COPIES OF DOCUMENTS REQUESTED BELOW MUST BE PROVIDED BY THE APPLICANT.

**NOTES:**

- 1 Completion of the Parent/Guardian/Spouse Form (along with supporting documentation) is required for undergraduates under the age of 24 or the application will be considered incomplete.
- 2 Documents (for the tax year preceding the year of initial enrollment) for parent(s), spouse or guardian should be submitted in support of the application for the dependent student and students under the age of 24 who assert independent status.
- 3 **DELETE BANK ACCOUNT INFORMATION AND SOCIAL SECURITY NUMBERS FROM ALL TAX FORMS.**
- 4 If asserting residency based upon a legal guardian, a copy of the court decree and social security numbers awarding guardianship should also be enclosed.

Select a filing status on the Student Form and submit the documentation for that status as listed below:

<p><b>Independent person who has physically resided and established a permanent home in South Carolina for at least 12 months immediately preceding the term for which residency is desired (SC Residency Law Section 62-603)</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Copy of valid South Carolina Driver's License or South Carolina Identification Card.</li> <li><input type="checkbox"/> Copy of South Carolina vehicle registration (if applicable).</li> <li><input type="checkbox"/> Copy of <b>signed</b> federal income tax return for the tax year preceding your enrollment <b>(Please only provide copies of the primary federal return; i.e.: 1040, 1040A, 1040 EZ; supplemental forms are not required.)</b></li> <li><input type="checkbox"/> Copy of <b>signed</b> state return for the tax year preceding your enrollment. <b>Please only provide copies of the primary state return; i.e.: 1040, 1040A, 1040 EZ. Include SC Schedule NR if applicable.</b></li> </ul>	<p><b>Dependent of a person who has physically resided and established a permanent home in South Carolina for at least 12 months immediately preceding the term for which residency is desired (SC Residency Law Section 62-603)</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Copy of valid Driver's License or South Carolina Identification Card.</li> <li><input type="checkbox"/> Copy of South Carolina vehicle registration.</li> <li><input type="checkbox"/> Copy of <b>signed</b> federal income tax return for the tax year preceding your enrollment <b>(pages 1 and 2 only of Form 1040.)</b></li> <li><input type="checkbox"/> Copy of <b>signed</b> state return for the tax year preceding your enrollment. <b>Include SCHEDULE NR if applicable.</b></li> </ul>
<p><b>Person who is on active military duty</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Copy of most current orders <b>(if stationed in South Carolina).</b></li> <li><input type="checkbox"/> Copy of most recent Leave and Earnings Statement if South Carolina is your Home State of Record.</li> <li><input type="checkbox"/> Copy of the supplemental residency form for persons who are in active duty.</li> <li><input type="checkbox"/> Copy of <b>your parent or guardian's signed</b> federal income tax return for the tax year preceding your enrollment if claiming <b>dependent</b> status <b>(pages 1 and 2 only of Form 1040, 1040A, 1040 EZ. Do not submit supplemental federal tax forms.)</b></li> <li><input type="checkbox"/> Copy of <b>signed South Carolina</b> state return for the tax year preceding your enrollment <b>(if applicable). Please only provide copies of the primary state return; i.e.: 1040, 1040A, 1040 EZ. Include SC Schedule NR if applicable.</b></li> </ul>	<p><b>Person who has resided in South Carolina for less than 12 months and is retired or on terminal leave</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Documentation of the beginning date of residence in South Carolina. Documentation can include a copy of the closing statement from the financial institution for persons who have purchased a home or the rental agreement for persons who are renting/leasing a home.</li> <li><input type="checkbox"/> Copy of valid South Carolina Driver's License or South Carolina Identification Card.</li> <li><input type="checkbox"/> Copy of South Carolina vehicle registration.</li> <li><input type="checkbox"/> Documentation of applicant's retirement or annuity benefit.</li> </ul>
<p><b>Independent or dependent person who has resided in South Carolina for less than 12 months who is employed full-time in South Carolina</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Documentation of the beginning date of residence in South Carolina. Documentation can include a copy of the closing statement from the financial institution for persons who have purchased a home or the rental agreement for persons who are renting/leasing a home.</li> <li><input type="checkbox"/> Copy of valid South Carolina Driver's License or South Carolina Identification Card.</li> <li><input type="checkbox"/> Copy of South Carolina vehicle registration. Must submit ALL vehicles registered solely or jointly in ANY state.</li> <li><input type="checkbox"/> Letter from employer on company letterhead which states: <b>1) the effective date of employment; 2) total number of hours worked per week; 3) whether the person is considered to be a full- or part-time employee; and 4) specify when employment will end (if indefinite, so state).</b> If the employer's headquarters is located outside of South Carolina, we will also need documentation to confirm that South Carolina income tax is being deducted.</li> <li><input type="checkbox"/> Copy of <b>your signed</b> federal income tax return for the most recent tax year if claiming <b>independent</b> status <b>(pages 1 and 2 only.)</b></li> </ul> <p>OR</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Copy of <b>your parent or guardian's signed</b> federal and state income tax return for the tax year preceding your enrollment if claiming <b>dependent</b> status <b>(pages 1 &amp; 2 only of Form 1040, 1040A, 1040 EZ. Do not submit supplemental federal tax forms.)</b></li> </ul>	

# Application for Classification as a South Carolina Resident for Tuition and Fee Purposes

## STUDENT FORM

### PART I - FILING STATUS

(SELECT ONLY ONE and submit the requested documentation listed on the attached checklist)

1. I am an **independent person** who has physically resided and established a permanent home in South Carolina for at least 12 months immediately preceding the term for which I am requesting resident status.
2. I am the dependent of the person indicated below who has physically resided and established a permanent home in South Carolina for at least 12 months immediately preceding the term for which I am requesting resident status.
- My parent (*provide name*) \_\_\_\_\_.
  - My spouse (*provide name*) \_\_\_\_\_.
  - My other relative (*provide name*) \_\_\_\_\_ *Relationship* \_\_\_\_\_.
3. I am requesting resident status on the basis of (**check one**):
- I am...
  - My parent (*provide name*) \_\_\_\_\_ is ...
  - My spouse (*provide name*) \_\_\_\_\_ is ...
  - My other qualified relative (*provide name*) \_\_\_\_\_ *Relationship* \_\_\_\_\_ is ...
- a full-time employee in the state of South Carolina who has been domiciled in the state for less than 12 months.**
4. I am requesting resident status on the basis of (**check one**):
- I am...
  - My parent (*provide name*) \_\_\_\_\_ is ...
  - My spouse (*provide name*) \_\_\_\_\_ is ...
  - My other qualified relative (*provide name*) \_\_\_\_\_ *Relationship* \_\_\_\_\_ is ...
- on active military duty and stationed in South Carolina OR South Carolina is the official Home of Record.**
5. I am requesting resident status on the basis of (**check one**):
- I am...
  - My parent (*provide name*) \_\_\_\_\_ is ...
  - My spouse (*provide name*) \_\_\_\_\_ is ...
  - My other qualified relative (*provide name*) \_\_\_\_\_ *Relationship* \_\_\_\_\_ is ...
- a person who has been domiciled in the state for less than 12 months and is retired or on terminal leave.**

### PART II - STUDENT INFORMATION

1. Name: \_\_\_\_\_  
Last First Middle Jr., etc.
2. Winthrop ID Number: \_\_\_\_\_ (*see admission letter*)
3. Marital Status:  Single  Married  Divorced  Widowed Date of Marriage (mm/dd/yyyy): \_\_\_\_\_
4. Date of Birth (mm/dd/yyyy): \_\_\_\_\_ Age: \_\_\_\_\_
5. Citizenship status:  
 US Citizen  
 US Permanent Resident (**REQUIRED**: attach a copy of both sides of your permanent resident card)  
 Foreign, Citizen of \_\_\_\_\_ (**REQUIRED**: attach a copy of your VISA)  
 Deferred Action for Childhood Arrivals
6. Permanent Street Address: \_\_\_\_\_  
City/State Zipcode: \_\_\_\_\_
7. Permanent Telephone Number: (\_\_\_\_\_) \_\_\_\_\_ Other Number, if applicable: (\_\_\_\_\_) \_\_\_\_\_
8. a) Date you claim **permanent residence** in South Carolina began: Month \_\_\_\_\_ Year \_\_\_\_\_  
b) Where do you expect to live in the future? \_\_\_\_\_
9. What was your housing status for the previous tax year?  
 Homeowner  Rent  Resided in campus housing  Other \_\_\_\_\_

10. Do you currently have any student loans?  Yes  No If yes, from which state(s)? \_\_\_\_\_
11. Do you have a valid driver's license or state identification card?  Yes  No If yes, for which state? \_\_\_\_\_
- Is your license new or a renewal of a previously issued license?  New  Renewal - original date of issue: \_\_\_\_\_

**(REQUIRED: If yes, attach a copy of your driver's license or state identification card.)**

12. Do you operate a motor vehicle?  Yes  No
- If yes, who is the owner? \_\_\_\_\_ Relationship to you? \_\_\_\_\_

**(REQUIRED: If yes, please attach a copy of the motor vehicle registration for each vehicle that you own.)**

13. Provide information on the last secondary (high or preparatory) school that you attend (if currently enrolled) or attended (if you have graduated.)

High School Name	City and State	From (month/year)	To (month/year)
_____	_____	_____	_____

14. Provide information on the last college or university that you attend (if currently enrolled) or attended (if not currently enrolled.)

College/University Name	City and State	Last Date of Attendance	Did you receive in-state tuition? (Yes/No)
_____	_____	_____	_____

**PART III - FINANCIAL INFORMATION**

1. List all sources and percentages of support for the tax year immediately preceding the year in which in-state status is requested:

Personal _____%	Spouse _____%	Student Financial Aid _____%
Parents/Guardians _____%	VA Benefits _____%	Other Sources (specify) _____%

If you are financially independent, for how long? Since (month) \_\_\_\_\_ (year) \_\_\_\_\_

2. Provide employment information below for the last 12 months beginning with current or most recent employment:

Employer Name	Address/City/State	From (month/year)	To (month/year)	Hours per week
a) _____	_____	_____	_____	_____
b) _____	_____	_____	_____	_____
c) _____	_____	_____	_____	_____

**(REQUIRED: If you are an independent person who has lived in South Carolina for less than 12 months who is asserting residency on the basis of full-time employment in South Carolina, please submit a letter from the employer on company letterhead which states:**

- 1) the effective date of employment;
- 2) the total number of hours worked per week;
- 3) whether you are considered to be a full- or part-time employee; and
- 4) specify when employment will end (if indefinite, so state).
- 5) If the employer's headquarters is located outside of South Carolina, we will also need documentation to confirm that South Carolina income tax is being deducted.

3. Are you on active military duty?  Yes  No

If yes, where are you currently stationed? \_\_\_\_\_

What is your State of Legal Residence? \_\_\_\_\_

**(REQUIRED: If you are an independent student who is asserting residency on the basis of active military duty, submit a copy of your recent orders or leave and earnings statement.)**

**PART IV - FEDERAL AND STATE INCOME TAX RETURN INFORMATION**

**PLEASE READ CAREFULLY**

- **If asserting status as a dependent person**, please attach a signed copy of your parent/guardian or spouse's federal and state income tax returns for the most recent tax year.
- **If asserting status as an independent person**, please attach a signed copy of your federal and state income tax returns for the most recent tax year.)
- **If asserting residency status as the child of a parent who resides in South Carolina but does not claim the student as a dependent on the federal income tax return**, please attach a signed copy of that parent's state income tax return for the most recent tax year, a copy of the court decree that awards sole or joint custody and copies of that person's driver's license and motor vehicle registration.

1. Term you wish to enroll:  Spring  Summer  Fall Year: \_\_\_\_\_

2. Information for the **current tax year**:

a) Your federal income tax return status for the **current tax year was or will be**:

- I was or will be claimed as a dependent by (check one):
  - Father and Mother  Father  Mother  Legal Guardian  Other - Relationship \_\_\_\_\_
- I am 24 or older and filed or will file a return as an independent filer.
- I am younger than 24 and filed a return as an independent person. (Note: completion of #4 is required.)
- I am married and my filing status was or will be married filing separate.s
- I filed or will file a joint return with my spouse.
- No one claimed or will claim me as a dependent for federal income tax purposes and I did not/will not file a separate return as an independent filer. (Note: completion of #4 is required.)

b) For the person(s) checked in 2a, a state return was or will be filed for which state? \_\_\_\_\_

If a state return was or will be filed for SC, what was or will be the filing status for the **current tax year**?

- Resident  Non-Resident  Part-year Resident  Did not/will not file a SC state return

3. Information for the **previous tax year**:

a) Were you claimed as a tax dependent for federal and state income taxes for the previous tax year?

I was claimed as a dependent by (check one):  Father and Mother  Father  Mother  Other-Relationship: \_\_\_\_\_

- I am 24 or older and filed a return as an independent filer.
- I am younger than 24 and filed a return as an independent person. (Note: completion of #4 is required.)
- I am married and my filing status was married filing separate.
- I filed a joint return with my spouse.
- No one claimed me as a dependent for federal income tax purposes and I did not file a separate return as an independent filer. (Note: completion of #4 is required.)

b) For the person(s) checked in 3a, a state return was filed for which state? \_\_\_\_\_

If a state return was filed for SC, what was the filing status for the **previous tax year**?

- Resident  Non-Resident  Part-year Resident  Did not file a SC state return

4. If you are under the age of 24 and assert that no one claimed you as a dependent for tax purposes for the current or previous tax year, please provide an explanation below. (NOTE: Submission of the Parent or Guardian/Spouse Form is required for ALL applicants who are under the age of 24. Parent/guardian/spouse documentation will also be required.)

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**SIGNATURE AND ACKNOWLEDGMENT**

- \* I hereby certify that the information provided on this application is accurate, complete and without omission.
- \* Any willful misrepresentations of fact in an attempt to gain residency improperly will result in out-of-state tuition and fees past due and unpaid to be charged to the student's account.

Student Signature \_\_\_\_\_ Date \_\_\_\_\_

Parent/Guardian/Spouse Signature \_\_\_\_\_ Date \_\_\_\_\_