

These regulations have been enacted to provide uniform rules throughout the Nevada System of Higher Education (the "System") and all member institutions thereof, for the purpose of determining whether students shall be classified as resident students or nonresident students for tuition charges.

1. A student must provide documentation to support residency classification or reclassification at the request of an NSHE institution.
2. After a student is admitted to an NSHE institution, a determination shall be made as to whether the student must be charged tuition in accordance with this chapter, including the provisions set forth under Section 11 (Administration of the Regulations). Each institution must first determine whether the student is exempt from the payment of tuition in accordance with Section 3 (Nonresident Tuition) of this chapter. Students who are not exempt under Section 3 of this chapter must establish residency in accordance with Section 5 (Resident Students) or Section 6 (Residency for Noncitizen Students) of this chapter.
3. The decision of an NSHE institution to grant resident student or nonresident student status to a person shall be honored at other NSHE institutions, unless a person obtained resident student status under false pretenses, the institution made an error in the decision to grant resident student or nonresident student status, or the facts affecting residency determination have significantly changed since the time resident student status was granted. Students granted nonresident status who subsequently meet the qualifications of Section 10 (Reclassification of Nonresident Status) may apply for reclassification.
4. If an institution determines that it or another NSHE institution incorrectly classified a student due to institutional error, the error shall be corrected beginning with the semester the error is identified. When an incorrect classification or error is made, the student has no vested interest or right to rely on the erroneous institutional classification.

(B/R 6/23)

For the purposes of these regulations, the terms stated below shall have the following meanings:

1. "Armed Forces of the United States" means the Army, the Navy, the Air Force, the Marine Corps and the Coast Guard, on active duty and does not include the National Guard or other reserve force, with the exception of active members of the Nevada National Guard.
2. "Bona fide residence" means an established lawful residence in the state of Nevada for at least twelve (12) months immediately preceding the date of matriculation with the intent of making Nevada the person's true, fixed and permanent home and place of habitation, having clearly abandoned any former residence and having no intent to make any other location outside of Nevada the person's home and habitation. Required documentation to prove a bona fide residence shall be consistent with Section 5 of this Chapter.

3.

16. "Residence" a term which for the purposes of these regulations is synonymous with the legal term "domicile," and means that location in which a person is considered to have the most settled and permanent connection, intends to remain and intends to return after any temporary absences. Residence results from the union of a person's physical presence in the location with objective evidence of an intent to remain at that location for other than a temporary purpose.
17. "Resident" means a person who has established a bona fide residence in the State of Nevada.
18. "Returning student" means a student who re-enrolls after a break in enrollment of one or more years.

7. A member of the Armed Forces of the United States, on active duty, stationed in Nevada as a result of a permanent change of duty station pursuant to military orders, or a person whose spouse, parent or legal guardian is a member of the Armed Forces of the United States stationed in Nevada as a result of a permanent change of duty station pursuant to military orders, including a Marine currently stationed at the Marine Corps Mountain Warfare Training Center at Pickel Meadows, California. If the member ceases to be stationed in Nevada, reside in Nevada, be stationed in Pickel Meadows, California, or be domiciled in Nevada, the spouse, child or legal guardian of the member shall not be charged tuition if the spouse, child or legal guardian of the member was admitted prior to the reassignment if such student enrolls and remains continuously enrolled at an NSHE institution.
8. A member of the Armed Forces of the United States who has previously established a bona fide residence in the State of Nevada, but who has been transferred to a military posting outside of Nevada while continuing to maintain a bona fide residence in Nevada. When residence for a particular period is required under these regulations, this shall mean that the person claiming residence for the period must be physically present and

16. A student enrolled in the University Studies Abroad Consortium or in the National Student Exchange Program, only during the period of time of such enrollment. Time spent in

- b. The student's tax return for the most recent tax year, indicating a Nevada address. If no federal tax return has been filed by the student because of minimal or no taxable income, documented information concerning the receipt of such nontaxable income. If the student is under the age of 24, a copy of the parent's or legal guardian's tax return for the most recent tax year that indicates the student was not claimed as a dependent.
- c. The student's Nevada driver's license or Nevada identification card.
- d. The student's Nevada vehicle registration.
- e. The student's Nevada voter registration.

(B/R 6/23)

An applicant for admission to the University of Nevada, Reno School of Medicine or the University of Nevada, Las Vegas School of Medicine

for the period of time the student was enrolled as a resident student and may also lead to disciplinary sanctions under Title 2, Chapter 10 of the NSHE Code. Disciplinary sanctions include a warning, reprimand, probation, suspension or expulsion.

2. Bona Fide Residence and Intent to Remain in Nevada

The student, or the parents or legal guardian of the student, must document continuous physical presence as a Nevada resident for at least 12 months immediately prior to the date of the application for residency reclassification and must present clear and convincing, objective evidence of intent to remain a Nevada resident. No fewer than four of the following pieces of objective evidence must be submitted with the application for residency reclassification to the satisfaction of the institution. Any evidence or documentation associated with these pieces of evidence must be issued 12 months prior to the first day of the semester for which reclassification is requested.

- a. Ownership of a home in Nevada;
- b. Lease of living quarters in Nevada;
- c. Utility receipts for the home or leased quarters;
- d. Nevada driver's license or Nevada identification card;
- e. Nevada vehicle registration;
- f. Nevada voter registration;
- g. Evidence of employment in Nevada such as a letter from employer on employer's letterhead, W-2 income tax form, or pay stubs;
- h. A license for conducting a business in Nevada;
- i. Admission to a licensed practicing profession in Nevada;
- j. Registration or payment of taxes or fees on a home, vehicle, mobile home, travel trailer, boat or any other item of personal property owned or used by the person for

5. The president of each System institution shall establish an appellate procedure under which a person may appeal decisions of the designated office concerning tuition or status as a resident or nonresident student to an appellate board.
 - a. A person may appeal a decision of the designated office to the appellate board within thirty (30) days from the date of the decision of the office. If an appeal is not taken within that time, the decision of the designated office shall be final.
 - b. The appellate board shall consider the evidence in accordance with the standards and criteria of these regulations and shall make a decision that shall be final. No further appeal beyond the appellate board shall be permitted.

6. In exceptional cases, where the application of these regulations works an injustice to an individual who technically does not qualify as a resident student, but whose status, either because of the residence of the student or his family, is such as to fall within the general intent of these regulations, then the appellate board shall have the authority to determine that such a student be classified as a resident student. It is the intent of this provision that it applies only in the infrequent, exceptional cases where a strict application of these regulations results, in the sole judgment of the appellate board, in an obvious injustice.

(B/R 3/23)