

EXECUTIVE SUMMARY

Item Name: Proposed Revisions of ABOR Policy 4 -102 "NonResident Tuition" and ABOR Policy 4 -321 "Student Financial Aid – Financial Aid Regulations" (First Reading and Immediate Implementation)

Action Item §1

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B. NOTWITHSTANDING ANY OTHER LAW, A STUDENT, OTHER THAN A NONIMMIGRANT ALIEN AS DESCRIBED IN 8 UNITED STATES CODE SECTION 1101(a)(15), WHO MEETS BOTH OF THE FOLLOWING REQUIREMENTS IS ELIGIBLE FOR IN-STATE TUITION AT ANY UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF REGENTS OR AT ANY COMMUNITY COLLEGE AS DEFINED IN SECTION 15-1401:

1. ATTENDED ANY PUBLIC OR PRIVATE HIGH SCHOOL OPTION OR HOMESCHOOL EQUIVALENT PURSUANT TO SECTION 15-802 WHILE PHYSICALLY PRESENT IN THIS STATE FOR AT LEAST TWO YEARS.

2. GRADUATED FROM ANY PUBLIC OR PRIVATE HIGH SCHOOL OPTION OR HOMESCHOOL EQUIVALENT PURSUANT TO SECTION 15-802 WHILE PHYSICALLY PRESENT IN THIS STATE OR OBTAINED A HIGH SCHOOL EQUIVALENCY DIPLOMA IN THIS STATE.

C. PERSONS WITHOUT LAWFUL IMMIGRATION STATUS ARE ELIGIBLE FOR IN-STATE TUITION PURSUANT TO SUBSECTION B OF THIS SECTION.

Prop. 308 further repealed A.R.S. § 15-1825.

The board office asks the board to review this proposed policy on first reading and approve for immediate implementation pursuant to ABOR Policy 1-202(J). Immediate implementation is necessary to comply with the new voter approved laws.

Statutory/Policy Requirements

A.R.S. § 1-502

A.R.S. § 15-1803

[Proposition 308](#)

[Senate Concurrent Resolution 1044](#)

A.R.S. § 15-1626 “General Administrative Powers and Duties of the Board”

ABOR Policy 1-202 “Procedures for Adoption of Rules by the Board”

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4-102 ALIEN IN-STATE STUDENT STATUS; NonResident Tuition EXEMPTION

- ~~I. As required by A.R.S. §15-1803, a person who is not a citizen or legal resident of the United States or who is without lawful immigration status is not entitled to classification as an in-o.Tc 0 Tw 6.62 0 Td28~~

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- b. Graduate Research Assistants and Associates are full-time graduate students, selected for excellence in scholarship and promise as researchers, who engage in part-time research as a portion of their training under the direct supervision of faculty members.
 - c. Graduate (Teaching and Research) Assistants and Associates may be considered residents to tuition purposes.
5. "Grants" are a form of gift aid that do not have to be repaid, and are generally distributed based on financial need.
6. "Scholarships" are a form of gift aid that do not have to be repaid, and are generally distributed based upon a special ability, talent or meritorious achievement.

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Board of Regents

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2. The name or title of any Board-established financial aid program must be approved in advance by the Board.

FG. Student Loan Collections

Overdue student loans may be placed for collection with nationwide collection agencies and/or law firms selected by the university.