

Contact: Diana Gonzalez

NOTICE OF INTENT TO AMEND IOWA ADMINISTRATIVE CODE, CHAPTER 1

Actions Requested:

- ⇒ Consider approval of filing intent to amend Iowa Administrative Code 681 – 1.4(2)b (Classification of residents and nonresidents for admission, tuition, and fee purposes).
- ⇒ Authorize the Executive Director to file the notice of intent to amend the Iowa Administrative Code regarding classification of veterans as stated below.

Executive Summary: This proposal will align Iowa Administrative Code with federal rules and Home Base Iowa regarding the classification of veterans as residents. The amendment will be effective on December 2, 2015.

CURRENT 681 IAC 1.4(2)b

1.4(2)b Additional guidelines are used in determining the resident classification of a veteran, qualified military person, and children and spouses of a veteran or qualified military person for purposes of admission and undergraduate, graduate, or professional tuition and mandatory fees:

(1) A person who is stationed on active duty at the Rock Island arsenal as a result of military orders, or the child or spouse/domestic partner of such person, is entitled to resident status for purposes of undergraduate, graduate, or professional tuition and mandatory fees. The child or spouse/domestic partner may be required to submit appropriate documentation to the university.

(2) A veteran who is eligible for benefits, or has exhausted benefits under any federal program authorizing veteran educational benefits is entitled to resident status for purposes of undergraduate, graduate, or professional tuition and mandatory fees. The child or spouse/domestic partner of a veteran who meets these requirements is entitled to resident status for undergraduate, graduate, or professional tuition. The child or spouse/domestic partner may be required to submit appropriate documentation to the university.

(3) A person who is moved into the state as the result of military or civil orders from the government for other than educational purposes, or the child or spouse of such a person, is entitled to resident status. The child or spouse/domestic partner may be required to submit appropriate documentation to the university. Legislation, effective July 1, 1977, requires that military personnel who claim residency in Iowa (home of record) will be required to file Iowa resident income tax returns.

PROPOSED 681 IAC 1.4(2)b

1.4(2)b Additional guidelines are used in determining the resident classification of a veteran, qualified military person, and ~~dependent children and spouses of a veteran~~ other qualified individuals or qualified military person for purposes of admission and undergraduate, graduate, professional, or certificate tuition and mandatory fees:

(1) A person who is stationed on active duty at the Rock Island arsenal as a result of military orders, or the child or spouse/domestic partner of such person, is entitled to resident status for purposes of undergraduate, graduate professional, tuition and mandatory fees. The child or spouse/domestic partner may be required to submit appropriate documentation to the university.

(2) The rules for classification of veterans and qualified individuals are intended to be in full compliance with all federal laws, including Section 702 of the Veterans Access, Choice, and Accountability Act of 2014 (Choice Act). The qualified individual may be required to submit appropriate documentation to the university.

(3) A person who is moved into the state as the result of military or civil orders from the government for other than educational purposes, or the child or spouse/domestic partner of such a person, is entitled to resident status. The child or spouse/domestic partner may be required to submit appropriate documentation to the university. Legislation, effective July 1, 1977, requires that military personnel who claim residency in Iowa (home of record) will be required to file Iowa resident income tax returns.