

Rule Summary and Fiscal Analysis (Part A)**Board Of Regents**

Agency Name

Division

Melissa Yahle

Contact

**30 East Broad Street 36th Floor Columbus OH
43215 - 3414**

Agency Mailing Address (Plus Zip)

614-728-5392

Phone

614-466-5866

Fax

3333-1-10

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

**Ohio student residency for state subsidy and tuition surcharge
purposes.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **3333.31, 3333.04**

5. Statute(s) the rule, as filed, amplifies or implements: **3333.31, 5747.02**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This revision to the residency rule will create four exceptions to the general rule of living in the state for 12 months prior to being considered an Ohio resident for tuition and state subsidy purposes. This revision makes some changes to the current residency rule that are not substantive in nature but rather help clarify the existing rule.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE,

then summarize the content of the rule:

The revisions include considering the following people as residents of Ohio for tuition and state subsidy purposes:

People who serve in a community service program like AMERICORPS or the Peace Corps who leave Ohio for longer than one year to serve.

People who work for an elected or appointed public official and leave the state for a period of up to 24 months.

People suffering from marital hardship who return to Ohio to live with their parents and reestablish dependency.

People who serve in the Ohio National Guard but have not yet lived in Ohio for 12 months.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

I am revising the rule because there were some minor grammar changes that I had to make.

12. 119.032 Rule Review Date: 7/18/2003

(If you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: At time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

Not Applicable

The revision to this rule will not have a financial impact upon the state of Ohio. Colleges and universities receive an amount of money from the state in the form of State Share of Instruction (SSI). The total amount of SSI is set by the General Assembly and does not rise or fall based on the number of students enrolled at state supported colleges and universities.

The financial impacts from this rule will be that 1) some students who were formerly considered non-residents, and thus had to pay the non-resident surcharge (equal to roughly twice the amount for an in-state student), will now be considered residents and 2) that colleges and universities that report more of these students will receive more SSI allocation. The overall reallocation should be negligible due to the small number of students affected by this rule when compared with the total number of students who attend a state supported college or university (over 550,000 ever year).

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not Applicable

15. Provide a summary of the estimated cost of compliance with the rule to all

directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

The cost of compliance is negligible. Colleges and universities would need to revise and update the relevant residency rule literature as advertised on their campus. Some schools publish their residency rules via the web, while others publish them through their course catalogues. Residency officers at these schools would need to become familiar with the changes.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**