Do I Qualify for In-State Tuition?

How Do I Qualify for In-State Tuition?

The University System of Maryland (USM) requires Towson University to collect certain information from students to verify Maryland residency for tuition purposes.

A student seeking reclassification from out-of-state to in-state tuition status must demonstrate the continuous intent to make Maryland their permanent home and to reside in Maryland indefinitely and for a purpose other than that of attending an educational institution in Maryland.

If you meet all of the necessary criteria for the 12 months preceding and including the deadline, you may be eligible for in-state residency status, and should complete the Petition for In-State Residency.

The petition submission deadline is the last day to drop/add for the term for which you are seeking in-state status.

Please visit the Residency Classification page at Towson.edu/registrar in order to file your petition online.

Refer to the enclosed checklist and instructions ahead of time so that you are prepared to complete the online petition.

Criteria

The following criteria must be met for 12 consecutive months immediately prior to and including the last day to drop or add courses for the term in which in-state residency is requested.

There are 9 the criteria. They may be condensed as follows:

1. Owning or renting and continuously occupying living quarters in Maryland.
2. Having substantially all personal property in Maryland.
3. Paying Maryland income tax.
4. Registering all vehicles in Maryland.
5. If licensed, possessing a valid Maryland driver's license.
6. If registered, being registered to vote in Maryland (no time requirement).
7. Receiving no public assistance from a state other than Maryland.
8. Having the legal ability under law to live permanently and without interruption in Maryland.
9. Rebutting the presumption that you are in Maryland primarily to attend an educational institution.

You must carefully read the USM policy (enclosed, and also located in Appendix C in TU catalog) for details of each requirement.

Questions? Contact us at registrarresidency@towson.edu or 410-704-3104

 Updated 6/2020
Non-Resident Special Circumstances

If any of the following categories applies to you and you meet the requisite criteria, you may be eligible for in-state tuition status.

- Full-time or part-time (at least 50 percent) regular employee of the University System of Maryland
- Spouse or dependent child of full-time or part-time (at least 50 percent) regular employee of the University System of Maryland
- Active duty member of the U.S. Armed Forces
- Spouse or financially dependent child of an active duty member of the U.S. Armed Forces
- Veteran of the U.S Armed Forces
- Using transferred Post-9/11 GI Bill benefits
- Using benefits under the Marine Gunnery Sergeant John David Fry Scholarship
- Entitled to Rehabilitation under 38 USC 3102
- Members of the Maryland National Guard
- Graduate Assistant

Please read the USM Residency Policy (enclosed) for details on the various categories, criteria to be met, and requirements.

Contact the Registrar’s In-State Residency Office to obtain information regarding the requisite documentation you will need to provide.

Registrar’s In-State Residency Office:
registrarresidency@towson.edu
410-704-3104
Enrollment Services Center, Rm. 247

Questions? Contact us at registrarresidency@towson.edu or 410-704-3104
Important Information for the Residency Petition

The petition can be found online on the Registrar’s Residency Classification page of the TU website, at towson.edu/registrar.

You will need to attach all necessary documentation with your online petition submission.

Please refer to the enclosed checklist and instructions ahead of time so that you are prepared to complete the online petition.

Questions and Follow-up Inquiry:

Phone: 410-704-3104
Email: registrarresidency@towson.edu
Website: towson.edu/registrar

All follow-up communication will be through your TU email address.

DO NOT EMAIL your completed petition and/or documents.

The petition deadline is the last day to drop/add for the term for which you are seeking in-state status.

University System of Maryland Information

Frequently asked questions regarding this policy can be found on the University System of Maryland’s website: usmd.edu

- Go to FAQs Question 14: How do I qualify as a Maryland resident for in-state tuition?

The USM Policy on Student Classification for Admission and Tuition Purposes (VIII-2.70) is on the USM website (listed above), Appendix C of the TU Catalog, and is enclosed.

You must read the policy for the details of each requirement.

Questions? Contact us at registrarresidency@towson.edu or 410-704-3104
Instructions for the Residency Petition

- The petition is based upon USM BOR VIII-2.70 Policy on Student Classification for Admission and Tuition Purposes ("Policy"), which contains the requirements for establishing in-state status and which is found enclosed and in Appendix C in the TU catalog.

- The petition submission deadline is the last day to add/drop courses for the term for which you are petitioning for in-state residency.

- Only one petition may be filed per term.

- Petitions and requests for retroactive reclassification for tuition purposes are not accepted.

- Read the petition carefully and complete ALL sections of the petition that apply to you. Petitions with incomplete applicable sections, and petitions missing required supporting documentation will not be evaluated.

- Use the enclosed checklist for guidance.

- If you cannot provide the required information, you must attach a separate sheet with an explanation.

- No materials or documentation will be returned after the petition is submitted.

- The review of the petition and an initial determination of the status may take as long as 6 weeks, not including subsequent appeals. While petitions are under review, petitioners are required to make full tuition payment at the out-of-state rate. If the University determines that the petitioner meets all of the requirements for in-state residency, the petitioner’s classification will be changed and a refund or account credit will be issued as appropriate.

- If claiming financial dependence, the person upon whom the petitioner is dependent must complete and sign the enclosed form entitled Residency Information for Person Upon Whom Petitioner is Financially Dependent.

- Affidavits must be typed, dated, notarized, and contain information as specific as possible including dates, addresses, amounts, etc. Please check in advance for instructions.

- The petition refers to “the 12-month period prior to the last date to register for classes” which is defined as the 12 consecutive months immediately prior to and including the last date available to register for courses in the semester/term for which the petitioner seeks instate tuition status.

Questions? Contact us at registrarresidency@towson.edu or 410-704-3104

Updated 6/2020
Instructions for the online Residency Petition (Continued)

Complete all questions in the following sections:

- Section 1: Student Information
- Section 2: Income, Support and Expense Information of Petitioning Student
- Section 3: Petitioner Residency Information

Section 4: Residency Information for Person upon whom Student is Financially Dependent

If you are financially dependent on another person, you must have that person complete the enclosed form entitled Residency Information for Person Upon whom Petitioner is Financially Dependent. You will then need to attach that completed, signed and notarized form, along with all other requested documents listed in Section 4.

Financially independent students should NOT complete this section of the petition.

Document Upload Section:

Attach all applicable documentation in this section.

Appropriate documentation regarding living quarters:

Renters:
- Copy of your signed lease and proof of rental payments.
- The lease must include your name, landlord name, address of residence, and term of lease agreement.
- Documentation for proof of payment for all 12 applicable months is always required.

 Owners:
- Deed, settlement sheet, or most recent property tax bill showing property ownership.

If your name is not on the lease or you are not the owner, you will need to submit the following:
- A notarized letter from the person with whom you are residing, that includes the date the letter was written, the address of the residence, the time period you resided at the property, and whether that person is your landlord or family member.
- The lease and verification rental payments OR proof of ownership from the person with whom you are residing.

Section 5: Rebuttal Evidence

Satisfying the requirements listed in items 1 through 8 of the policy does not rebut the presumption that a student is in Maryland primarily to attend an educational institution.

To overcome that presumption, you must present additional evidence. The burden of proof lies with you.

There is no formula to rebutting this presumption. You must demonstrate that you intend to make Maryland your permanent home and reside in Maryland indefinitely.

The policy’s section entitled “Rebuttal Evidence” (as well as the petition itself) provides some examples of objectively verifiable evidence upon which Towson University bases the decision on in-state status.

It is important to note that satisfying the minimum civic requirements does not rebut the presumption that you are residing in Maryland primarily for education reasons. Rather, you must provide clear, convincing, objective, relevant, and verifiable evidence demonstrating that you are in Maryland for a reason other than attending Towson University and that you intend to live permanently in Maryland.

Evidence that does not document a period of at least the requisite 12 consecutive months is generally considered an unfavorable factor under this policy.

The absence of objective, relevant evidence is generally considered an unfavorable factor.

A student’s statement of intent to remain in Maryland in the future is generally not considered to be objective evidence under this policy.

Section 6: Affirmation of Petitioner

The student petitioner must provide their electronic signature in order to submit the petition.

These instructions are meant as a guide. See the USM policy itself, as well as the petition, for specifics on the requirements you need to meet.

Questions? Contact us at registrarresidency@towson.edu or 410-704-3104

Updated 6/2020
Residency Petition Checklist

This checklist is designed as an aid and is not a substitute for the requirements stated in the Petition and University System of Maryland Policy on Student Classification for Admission and Tuition Purposes. Please read the USM policy carefully.

☐ A Maryland comptroller’s certified copy of your Maryland state income tax return with all attachments & W-2 forms for the tax year ending within the 12-month period prior to the deadline. (Maryland Form 129; www.marylandtaxes.gov)

☐ If claiming financial dependence upon another person, their notarized Residency Information Form and all required backup documentation: Their Maryland comptroller’s certified tax return and documentation of living quarters. See form for details.

☐ Verification of employment, if applicable, including most recent paystub(s) showing year-to-date earned income totals.

☐ Documentation of all sources of funds.

☐ Verification of living quarters covering the applicable 12-month period for the semester for which you are petitioning. See Instructions for details on the documents you must provide.

☐ Copy of vehicle title(s) and registration; if sold, copy of bill of sale.

☐ Copy of your driver’s license.

*If you renewed your MD driver’s license during the past 12 months, your driving record is required from the MVA to confirm length of time for possession of MD driver’s license. (www.mva.maryland.gov)

☐ Copy of voter registration card or information provided from the Maryland Board of Elections website.

☐ Copy of birth certificate, US Passport, or naturalization certificate if you are a US citizen. Non-US citizens: copy of Permanent Resident Card (front and back) or other supporting immigration documents.

☐ Rebuttal Evidence (Section 5) must have documentation, as applicable.
Residency Information for Person Upon Whom Petitioner is Financially Dependent

(To be completed by the person who has claimed the petitioner as a dependent on the most recent state income tax return)

1) Did you own or rent and occupy living quarters in Maryland for the 12-month period prior to the last date for the petitioner to register for classes? □ Yes □ No If No, attach an explanation.

List residence(s) for the 12-month period prior to the last date to register for classes:

<table>
<thead>
<tr>
<th>Address (Street Address, City and State)</th>
<th>Dates of Occupancy from (mm/dd/yyyy) to (mm/dd/yyyy)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

If you owned or rented and occupied living quarters in Maryland for the 12-month period prior to the petition deadline, provide a photocopy of your deed(s) or lease agreement(s) or affidavit, and cancelled rent checks (front and back of checks) or evidence of payment from your rental agent if cancelled rent checks are not available or applicable, for the entire applicable 12-month period.

2) Are all, or substantially all, of your personal property such as household effects, furniture, and pets in the State of Maryland? □ Yes □ No If No, attach an explanation.

3) Will you claim or have you claimed the petitioner as your dependent on your state income tax returns for the tax year(s) during the 12-month period prior to the last date for the petitioner to register for classes? □ Yes □ No If No, attach an explanation.

Provide photocopies of all of your completed, signed and filed state income tax returns* with all attachments and W-2 forms for the tax year ending within the 12-month period prior to the last date for the petitioner to register for classes. If you did not file a Maryland state income tax return for that tax year, attach an explanation. If you filed state income tax returns in more than one state, attach all returns and an explanation. *For Maryland income tax returns, attach Maryland Comptroller’s certified copies of each Maryland tax return. (Refer to Maryland Form 129 www.marylandtaxes.gov)

The petitioner will include this completed form and all of your required documentation with their petition submission.

I affirm that I have read the USM Policy on Student Classification for Admission and Tuition Purposes and am aware of the requirements for establishing in-state status that apply to my category.

I hereby swear and affirm that all information I have provided is accurate and complete, and that all documents attached are true and unaltered copies of the original documents requested. I understand that failure to include all requested documents will delay the processing of the petition or cause it to be denied. If false or misleading information is submitted, the University may, at its discretion, revoke in-state status and take disciplinary action, including suspension or expulsion. I agree to notify Towson University, in writing, within 15 days of any change of circumstances that may alter the student’s eligibility for in-state status.

________________________________________
Signature of person upon whom student is dependent

________________________________________
Signature of Notary Public

My commission expires on: (Date) ______________

Sworn to and subscribed before me this ______day of ________, 20_____. 
VIII-2.70—POLICY ON STUDENT CLASSIFICATION FOR ADMISSION AND TUITION PURPOSES

(Approved by the Board of Regents August 28, 1990; Amended July 10, 1998; Amended November 27, 2000; Amended April 11, 2005; Amended June 23, 2006; Amended February 15, 2008; Amended October 24, 2014; Amended April 10, 2015, Amended February 17, 2017, Amended June 16, 2017, Amended April 19, 2019)

I. POLICY

A. Purpose

To extend the benefits of its system of higher education while encouraging the economical use of the State's resources, it is the policy of the Board of Regents of the University System of Maryland (USM) to recognize the categories of in-state and out-of-state residency for the purpose of admission and assessing tuition at USM institutions.

B. Qualification for In-State Status

Generally, in order to qualify for in-state status, a prospective, returning, or current student must demonstrate that he or she is a permanent Maryland resident. Under certain circumstances, as set forth in this Policy, students who are not permanent Maryland residents may qualify temporarily for in-state status. Students who do not qualify for in-state status under this Policy shall be assigned out-of-state status for admission and tuition purposes.

C. Standard of Proof

The student seeking in-state status shall have the burden of proving by clear and convincing evidence that he or she satisfies the requirements and standards set forth in this Policy. Assignment of in-state or out-of-state status will be made by each USM institution upon a review of the totality of facts known or presented to it.

II. DETERMINATION OF RESIDENCY STATUS

A. Criteria for Determination of Residency Status

An initial determination of residency status will be made at the time of admission and readmission based upon information provided by the student with the signed application certifying that the information provided is complete and correct. Additional information may be requested by the institution, to clarify facts presented. To qualify for in-state status, the student must demonstrate that for at least 12 consecutive months immediately prior to and including the last date available to register for courses for the semester/term for which the student seeks in-state status, the student had the continuous intent to reside in Maryland indefinitely and for a primary purpose other than that of attending an educational institution in Maryland. The student will demonstrate the requisite intent by satisfying all of the following requirements for the 12-month period (or shorter period indicated):

1. Has continuously maintained his or her primary living quarters in Maryland.
2. Has substantially all personal property, such as household effects, furniture, and pets, in Maryland.
3. Has paid Maryland income tax on all taxable income, including all taxable income earned outside of Maryland, and has filed a Maryland Resident Tax Return.
4. Has registered all owned or leased motor vehicles in Maryland for at least 12 consecutive months, if previously registered in another state. Students who have lived in Maryland for at least 12 consecutive months but who have had their motor vehicle(s) registered in Maryland for less than 12 months will be deemed to have satisfied this requirement if they can show evidence that their owned or leased motor vehicle(s) was (were) registered in Maryland within 60 days after moving to the state.
5. Has possessed a valid Maryland driver's license for at least 12 consecutive months, if previously licensed to drive in another state. Students who have lived in Maryland for at least 12 consecutive months but who have held a Maryland driver's license for less than 12 months will be deemed to have satisfied this requirement if they can show evidence that their driver's license was issued in Maryland within 60 days after moving to the state.
6. Is currently registered to vote in Maryland, if previously registered to vote in another state (no time requirement).
7. Receives no public assistance from a state other than the State of Maryland or from a city, county, or municipal agency other than one in Maryland.
8. Has a legal ability under Federal and Maryland law to live permanently and without interruption in Maryland.

B. Presumption of Out-of-State Status

Either of the following circumstances raises a presumption that the student is residing in the State of Maryland primarily for the purpose of attending an educational institution and, therefore, does not qualify for in-state status under this Policy:

1. A student is attending school or living outside Maryland at the time of application for admission to a USM institution, or
2. A student is Financially Dependent on a person who is not a resident of Maryland. A student will be considered financially independent if the student provides 50% or more of his or her own living and educational expenses and has not been claimed as a dependent on another person's most recent tax returns.
III. CHANGE IN CLASSIFICATION FOR TUITION PURPOSES

A. Petition for Change in Classification for Tuition Purposes

After the initial determination is made, a student seeking a change to in-state tuition status must submit a Petition for Change in Classification for Tuition Purposes that includes all of the information the student wishes the institution to consider. All information must be submitted by the institution's deadline for submitting a petition for the semester for which the student seeks reclassification. Only one Petition may be filed per semester.

B. Criteria for Change in Tuition Status

A student seeking reclassification from out-of-state to in-state tuition status must demonstrate, by clear and convincing evidence, that for at least twelve (12) consecutive months immediately prior to and including the last date available to register for courses for the semester/term for which the student seeks in-state tuition status, the student had the continuous intent to 1) make Maryland his or her permanent home; 2) abandon his or her former home state; 3) reside in Maryland indefinitely; and reside in Maryland primarily for a purpose other than that of attending an educational institution in Maryland.

A student will demonstrate the requisite intent by satisfying all of the following requirements for a period of at least twelve (12) consecutive months (or for the shorter period of time indicated) immediately prior to and including the last date available to register for courses in the semester/term for which the student seeks in-state tuition status. Evidence of intent must be clear and convincing and will be evaluated not only by the amount presented but also based upon the reliability, authenticity, credibility and relevance of the evidence and the totality of facts known to the institution. The student must demonstrate (providing appropriate documentation as necessary) that for the relevant period he or she:

1. Continuously maintained his or her primary living quarters in Maryland.
2. Has substantially all of his or her personal property, such as household effects, furniture and pets, in Maryland.
3. Has paid Maryland income tax on all taxable income including all taxable income earned outside the State and has filed a Maryland Resident Tax Return.
4. Has registered all owned or leased motor vehicles in Maryland for at least 12 consecutive months, if previously registered in another state. Students who have lived in Maryland for at least 12 consecutive months but who have had their motor vehicle(s) registered in Maryland for less than 12 months will be deemed to have satisfied this requirement if they can show evidence that their owned or leased motor vehicle(s) was (were) registered in Maryland within 60 days after moving to the state.
5. Has held a valid Maryland driver's license, if licensed, for at least 12 consecutive months, if a driver's license was previously held in another state. Has possessed a valid Maryland driver's license for at least 12 consecutive months, if previously licensed to drive in another state. Students who have lived in Maryland for at least 12 consecutive months but who have held a Maryland driver's license for less than 12 months will be deemed to have satisfied this requirement if they can show evidence that their driver's license was issued in Maryland within 60 days after moving to the state.
6. Is currently registered to vote in Maryland, if previously registered to vote in another state (no time requirement).
7. Receives no public assistance from a state other than the State of Maryland or from a city, county or municipal agency other than one in Maryland.
8. Has a legal ability under Federal and Maryland law to live permanently without interruption in Maryland.
9. Has either not raised the presumption set forth in Section II.B above; or alternatively, if the student's circumstances have raised the presumption set forth in Section II.B above, the student has rebutted that presumption.

C. Rebuttal Evidence

If the information received by the institution about the student has raised the presumption set forth in Section II.B, the student bears the burden of rebutting the presumption set forth in Section II.B by presenting additional evidence of objectively verifiable conduct to rebut the presumption and show the requisite intent. Rebuttal evidence of intent must be clear and convincing and will be evaluated not only by the amount presented but also based upon the reliability, authenticity, credibility and relevance of the evidence and the totality of facts known to the institution. Evidence that does not document a period of at least twelve (12) consecutive months immediately prior to and including the last date available to register for courses in the semester/term for which the student seeks in-state tuition status is generally considered an unfavorable factor under this Policy. The absence of objective, relevant evidence is generally considered an unfavorable factor. A student's statement of intent to remain in Maryland in the future is generally not considered to be objective evidence under this Policy.

For purposes of rebutting the presumption, additional evidence that will be considered includes, but is not limited to:
University System of Maryland
Residency Policy

1. Source of financial support:
   a. Maryland employment and earnings history through sources beyond those incident to enrollment as a student in an educational institution e.g., beyond support provided by work study, scholarships, grants, stipends, aid, student loans, etc. (Tuition costs will be considered as a student expense only to the extent tuition exceeds the amount of any educational scholarships, grants, student loans, etc.), or
   b. Evidence the student is Financially Dependent, for the previous 12 months, upon a person who is a resident of Maryland.

2. Substantial participation as a member of a professional, social, community, civic, political, athletic or religious organization that demonstrates a commitment to the student's community or to the State of Maryland.

3. Registration as a Maryland resident with the Selective Service, if applicable.

4. Evidence that the student is married to a Maryland resident.

5. Evidence that the student attended schools in Maryland for grades K-12.

6. Evidence showing the student uses his or her Maryland address as his or her sole address of record for all purposes including on health and auto insurance records, bank accounts, tax records, loan and scholarship records, school records, military records, leases, etc.

7. An affidavit from a person unrelated to the student that provides objective, relevant evidence of a student's conduct demonstrating the student's intent to reside in Maryland primarily for a purpose other than that of attending an educational institution in Maryland.

8. Evidence of life and employment changes that caused the student to relocate to Maryland for reasons other than primarily educational purposes (e.g. divorce, family relocation, taking care of a sick family member, etc.)

D. Appeal

A student may appeal an adverse decision on a Petition for Change in Classification.

E. Change in Circumstances Altering In-State Status

The student shall notify the USM institution in writing within fifteen (15) days of any change in circumstances which may alter in-state status. Failure to do so could result in retroactive charges for each semester/term affected.

F. Incomplete, Untimely, False or Misleading Information

If necessary information is not provided by the institution's deadline, the USM institution may, at its discretion, deny or revoke in-state status. In the event incomplete, false, or misleading information is presented, the USM institution may, at its discretion, revoke in-state status and take disciplinary action provided for by the institution's policies. Such action may include suspension or expulsion. In such cases, the institution reserves the right to retroactively assess all out-of-state charges for each semester/term affected.

IV. CRITERIA FOR TEMPORARY QUALIFICATION OF NONRESIDENTS FOR IN-STATE STATUS

Non-residents with the following status shall be accorded the benefits of in-state status for the period in which they hold such status, if they provide clear and convincing evidence through documentation, by the institution's deadline for the semester for which they seek in-state status, showing that they fall within one of the following categories:

A. A full-time or part-time (at least 50 percent) regular employee of USM or a USM institution.

B. The spouse or Financially Dependent child of a full-time or part-time (at least 50 percent) regular employee of USM or a USM institution.

C. An active duty member of the Armed Forces of the United States as defined in 38 U.S.C.A. § 101(10) as the United States Army, Navy, Marine Corps, Air Force, and Coast Guard, including the reserve components thereof, who is stationed in Maryland, resides in Maryland, or is domiciled in Maryland, or his/her spouse or a financially dependent child of that active duty member. Spouses and children who qualify for exemptions under this provision will retain in-state status for tuition purposes as long as they are continuously enrolled, regardless of whether the active duty member's station assignment, residence, or domicile remains in Maryland.

D. A veteran of the Armed Forces of the United States who provides documentation that he or she was honorably discharged and currently resides or is domiciled in Maryland.

E. A veteran who lives in Maryland and was discharged from a period of at least 90 days of service in the active military, naval, or air service less than three years before the date of the veteran's enrollment and is pursuing a course of education with educational assistance under the Montgomery G.I. Bill (38 U.S.C. §3001) or the Post-9/11 G.I. Bill (38 U.S.C. §3301). A veteran so described will continue to retain in-state status if the veteran is enrolled prior to the

2 Annotated Code of Maryland, Education Article § 15-106.
3 Id.
4 38 U.S.C.A. § 3679(c).
expiration of the three-year period following discharge, is using educational benefits under either chapter 30 or chapter 33, of title 38, United States Code, and remains continuously enrolled (other than during regularly scheduled breaks between courses, semesters, or terms) at the same school.

F. Anyone who lives in Maryland, and:

1. Is using transferred Post-9/11 G.I. Bill benefits (38 U.S.C. §3319) and enrolls within three years of the transferor's discharge or release from a period of at least 90 days of service in the active military, naval or air service; or

2. Is using transferred Post-9/11 G.I. Bill benefits (38 U.S.C. §3319) and the transferor is a member of the armed forces who is serving on active duty;

3. Is using benefits under the Marine Gunnery Sergeant John David Fry Scholarship (38 U.S.C. §3311 (b)(9)); or


An individual as described in this Section IV.F will continue to retain in-state status if the individual is using educational benefits under chapter 30, 31, or 33, of title 38, United States Code, and remains continuously enrolled (other than during regularly scheduled breaks between courses, semesters, or terms) at the same school.

G. A member of the Maryland National Guard, as defined in the Public Safety Article of the Maryland Annotated Code, who joined or subsequently serves in the Maryland National Guard to: (i) provide a critical military occupational skill; or (ii) be a member of the Air Force Critical Specialty Code as determined by the National Guard.

H. For UMUC, only, a full-time active member of the Armed Forces of the United States on active duty, or his/her spouse.

I. A graduate assistant appointed through a USM institution for the semester/term of the appointment. Except through prior arrangement, this benefit is available only for enrollment at the institution awarding the assistantship.

V. ADDITIONAL PROCEDURES

Each USM institution shall develop and publish additional procedures to implement this Policy. Procedures shall provide that on request the institution President or designee has the authority to waive any requirement set forth in Section II if it is determined that the application of the requirements creates an unjust result. These procedures shall be filed with the Office of the Chancellor.

VI. DEFINITIONS

A. Financially Dependent: For the purposes of this Policy, a financially dependent student is one who has been claimed as a dependent on another person's prior year tax returns or is a ward of the State of Maryland.

B. Financially Independent: For the purposes of this Policy, a financially independent student is one who provides 50% or more of his or her own living and educational expenses and has not been claimed as a dependent on another person's most recent tax returns.

C. Parent: A parent may be a natural parent, or, if established by a court order recognized under the law of the State of Maryland, an adoptive parent.

D. Guardian: A guardian is a person so appointed by a court order recognized under the laws of the State of Maryland.

E. Spouse: A spouse is a partner in a legally contracted marriage.

F. Child: A child is a natural child or a child legally adopted pursuant to a court order recognized under the law of Maryland.

G. Regular Employee: A regular employee is a person employed by USM or a USM institution who is assigned to a State budget line or who is otherwise eligible to enroll in a State retirement system. Examples of categories NOT considered regular employees are graduate students, contingent employees, and independent contractors.

H. Continuous Enrollment:

1. Undergraduate Student - An undergraduate student who is enrolled at a USM institution for consecutive fall and spring semesters, until completion of the student's current degree program or unless on an approved leave of absence or participating in an approved program off-campus.

2. Graduate and Professional - Continuous enrollment for a graduate or professional student is defined by the institution in accordance with program requirements.

I. Armed Forces of the United States: As defined in 38 U.S.C.A. § 101(10) as the United States Army, Navy, Marine Corps, Air Force, and Coast Guard, including the reserve components thereof.

5 38 U.S.C.A. § 3679(c).