

# ADMINISTRATIVE MEMORANDUM

---

**SUBJECT** Provisional guidance with respect to reduced tuition rates for military personnel and certain of their dependents under amended G.S. 116-143.3

**NUMBER** 221

**DATE** August 2, 1985

## Purpose.

This Administrative Memorandum is issued to furnish guidance in the administration of tuition benefits for military personnel stationed in this State and certain of their dependents eligible for reduced tuition rates under G.S. 116-143.3 as recently amended. This guidance is necessary as the statute establishing the military tuition benefits was changed in two significant ways by the 1985 General Assembly and is provisional pending amendment in September to the residence Manual by the Board of Governors and the State Board of Community Colleges to accommodate these legislative changes. Both changes are effective with the 1985-1986 academic year.

## Legislative action.

Service members. Through enactment of Section 154, Chapter 757, Session Laws of 1985, the General Assembly rewrote G.S. 116-143.3(b) to provide that the tuition rate charged military personnel stationed on active duty in North Carolina and not otherwise qualifying for the in-state tuition rate (e.g., as a North Carolina legal resident of 12 months duration) would be the out-of-state tuition amount, provided, that not all of the out-of-state charge would be actually collected if the out-of-state tuition rate were to exceed an amount derived under a statutory formula that takes into consideration tuition assistance available to the service member from the military employer. Such service members are, instead, responsible for less than the out-of-state tuition amount to the extent that the out-of-state tuition is greater than the sum of the following: (1) any amounts payable by the employer of the service member to the enrolling institution or the service member by reason of the enrollment plus (2) the in-state tuition amount less the in-state tuition amount multiplied by the percentage of the out-of-state tuition amount payable by the service member's employer to the institution or the service member. In operation, then, the out-of-state tuition charge to an enrolling service member qualifying for the benefit of G.S. 116-143.3(b) will be satisfied from the sum of the following: (1) the portion of the out-of-state tuition that the military employer will pay under its contract, if any, with the service member for assistance with education or tuition costs; (2) the amount waived ("forgiven") under the statutory formula; and (3) the amount, never greater than the in-state tuition rate, that the service member pays as his or her share of tuition costs not covered by military assistance nor waived under the statutory formula.

Administrative Memorandum #221  
Page Two  
August 2, 1985

Attachment A to this Administrative Memorandum provides examples that show tuition charges to the student account, the amounts of anticipated collections from the military service and the student, and the amounts of tuition waiver for various levels of military tuition assistance, with respect to both full-time and part-time students. The examples also identify the new account established to record the amounts of nonresident military tuition waiver. (See Chart of Accounts Memorandum No. 28, dated 7/22/85.) The examples in Attachment A are provided for illustrative purposes only; actual charges, amounts collectible, and tuition waivers must be determined on a case-by-case basis, using the appropriate tuition rates.

Military dependents. While leaving intact the in-state tuition rate benefit established in 1984 for military dependents who abide with service members living in North Carolina incident to active duty here, the 1985 General Assembly added to G.S. 116-143.3(c) the requirement that such dependents, to receive the tuition benefit, must have complied with requirements of the Selective Service System, if applicable. Under federal law all male United States citizens born on or after January 1, 1960, who are 18 but not yet 26 years old must register with the Selective Service System. This further condition to the in-state tuition benefit for military dependents was established by enactment of Section 1, Chapter 39, Session Laws of 1985.

#### Applying the amended law.

Provided with this Administrative Memorandum are G.S. 116-143.3, as amended (Attachment B), a revised form for use of all military personnel and their dependents to establish eligibility for the benefits of G.S. 116-143.3 (Attachment C), and a schedule of the Selective Service System giving substantial detail about the registration requirement (Attachment D). It should be noted that the application for the benefit of reduced tuition under G.S. 116-143.3 calls for attachment as an affidavit in response to Part I, Item 11, an executed military tuition assistance form or voucher issued pursuant to the contract of education assistance, if any, between the service member and the military employer. And, with respect to military dependents, Part II, item 12, of the application requires a statement of registration status with the Selective Service System (including a stated reason for any non-registration). The application identifies in its heading a deadline for submission of the application in proper order of "the first day of classes of the first term of enrollment in each academic year for which the reduced tuition benefit is claimed." However, as the amending law was enacted too late in the Session to give the institutions, and, thus, the students, much advance notice of the changes effective as of fall term 1985, you are advised that an application in proper order should be treated as timely if received by your institution not later than Monday, September 30, 1985, with respect to fall term 1985.

Administrative Memorandum #221  
Page Three  
August 2, 1985

Please give this Administrative Memorandum appropriate distribution at your institution. Questions concerning the Memorandum may be addressed to Mr. David Edwards, Special Assistant to the President.

A handwritten signature in cursive script, appearing to read "W. Friday", is written above a horizontal line.

William Friday

Attachments

## ATTACHMENT A

Illustrative examples which utilize 1985-86 comprehensive university tuition rates (\$410 -state and \$3,256 out-of-state) and varying levels (90%, 75% and 50%) of student support on military service branches for a full-time undergraduate student.

### Example A - 90% Military Support

Semester rates - \$205 in-state and \$1,628 out-of-state

Semester Tuition Charge - Charge out-of-state rate \$1,628.00

#### Anticipated Collections:

From Military - 90% x \$1,628 = \$1,465.20

From Qualifying Service Member/Student -

90% (military share) x \$205 (in-state rate) = \$184.50

\$205 (in-state rate) less \$184.50 above = 20.50

Total Anticipated Collections 1,485.70

Nonresident Military Tuition Waiver (990-0125) \$ 142.30

### Example B - 75% Military Support

Semester rates - \$205 in-state and \$1,628 out-of-state

Semester Tuition Charge - Charge out-of-state rate \$1,628.00

#### Anticipated Collections:

From Military - 75% x \$1,628 = \$1,221.00

From Qualifying Service Member/Student -

75% (military share) x \$205 (in-state rate) = \$153.75

\$205 (in-state rate) less \$153.75 above = 51.25

Total Anticipated Collections 1,272.25

Nonresident Military Tuition Waiver (990-0125) \$ 355.75

### Example C - 50% Military Support

Semester rates \$205 in-state and \$1,628 out-of-state

Semester Tuition Charge - Charge out-of-state rate \$1,628.00

#### Anticipated Collections:

From Military - 50% x \$1,628 = \$ 814.00

From Qualifying Service Member/Student-

50% (military share) x \$205 (in-state rate) = \$102.50

\$205 (in-state rate) less \$102.50 above = 102.50

Total Anticipated Collections 916.50

Nonresident Military Tuition Waiver (990-0125) \$ 711.50

Illustrative examples which utilize 1985-86 comprehensive university tuition rates for an undergraduate student taking six semester hours during a semester with varying levels (0%, 75% and 50%) of student support from military service branches.

Example A - 90% Military Support

Part-time rates - \$103 in-state and \$814 out-of-state

Tuition Charge - Charge out-of-state rate \$ 814.00

Anticipated Collections:

From Military - 90% x \$814 = \$ 732.60

From Qualifying Service Member/Student -  
 90% (military share) x \$103 (in-state rate) = \$92.70  
 \$103 (in-state rate) less \$92.70 above = 10.30

Total Anticipated Collections 742.90

Nonresident Military Tuition Waiver (990-0125) \$ 71.10

Example B - 75% Military Support

Part-time rates - \$103 in-state and \$814 out-of-state

Tuition Charge - Charge out-of-state rate \$ 814.00

Anticipated Collections:

From Military - 75% x \$814 = \$ 610.50

From Qualifying Service Member/Student -  
 75% (military share) x \$103 (in-state rate) = \$77.25  
 \$103 (in-state rate) less \$77.25 above = 25.75

Total Anticipated Collections 636.25

Nonresident Military Tuition Waiver (990-0125) \$ 177.75

Example C - 50% Military Support

Part-time rates \$103 in-state and \$814 out-of-state

Tuition Charge - Charge out-of-state rate \$ 814.00

Anticipated Collections:

From Military - 50% x \$814 = \$ 407.00

From Qualifying Service Member/Student -  
 50% (military share) x \$103 (in-state rate) = \$51.50  
 \$103 (in-state rate) less \$51.50 above = 51.50

Total Anticipated Collections 458.50

Nonresident Military Tuition Waiver (990-0125) \$ 355.50

## ATTACHMENT B

### 116-143.3. Tuition of personnel in the armed services. --

(a) For purposes of this section the term "armed services" shall mean the United States Air Force, Army, Coast Guard, Marine Corps, and Navy; the North Carolina National Guard; and any Reserve Component of the foregoing. The term "abode" shall mean the place where a person actually lives, whether temporarily or permanently; the term "abide" shall mean to live in a given place.

(b) Any member of the armed services qualifying for admission to an institution of higher education as defined in G.S. 116-143.1(a)(3) but not qualifying as a resident for tuition purposes under G.S. 116-143.1 shall be charged the out-of-State tuition rate, provided, that the out-of-State tuition shall be forgiven to the extent that the out-of-State tuition rate exceeds any amounts payable to the institution or the service member by the service member's employer by reason of enrollment pursuant to such admission while the member is abiding in this State incident to active military duty, plus the amount that represents the percentage of the out-of-State tuition rate paid to the institution or the service member by the service member's employer multiplied by the in-State tuition rate and then subtracted from the in-State tuition rate.

(c) Any dependent relative of a member of the armed services who is abiding in this State incident to active military duty, as defined by the Board of Governors of The University of North Carolina and by the North Carolina Board of Community Colleges while sharing the abode of that member shall be eligible to be charged the in-State tuition rate, if the dependent relative qualifies for admission at an institution of higher education as defined in G.S. 116-143.1(a)(3). The dependent relatives shall comply with the requirements of the Selective Service System, if applicable, in order to be accorded this benefit. In the event the member of the armed services removes his abode from North Carolina during an academic year, the dependent relative shall

continue to be eligible for the in-State tuition rate during the remainder of that academic year.

(d) The burden of proving entitlement to the benefit of this section shall lie with the applicant therefor.

(e) A person charged less than the out-of-State tuition rate solely by reason of this section shall not, during the period of receiving that benefit, qualify for or be the basis of conferring the benefits of G.S. 116-143.1(g), (h), (i), (j), (k), or (l).

## ATTACHMENT C

Application for the Benefit of a Reduced Tuition Rate as a Member of  
the Armed Services or Dependent Relative Thereof at \_\_\_\_\_  
(Institution)

Under North Carolina General Statutes Section (G.S.) 116-143.3 certain members of the armed services and their dependent relatives may be eligible to be charged a tuition rate less than the out-of-state rate whether or not they qualify as residents for tuition purposes under G.S. 116-143.1. The pertinent law and implementing regulations are available for inspection in the

and may be examined upon request. Included among the requirements are that the member of the armed services and a relative claiming the benefit through a member be living together in North Carolina incident to the supporting member's active military duty and that the applicant for the benefit qualify for academic admission at the pertinent institution.

This application, in proper order, must be submitted prior to the first day of classes of the first term of enrollment in each academic year for which the reduced tuition benefit is claimed.

### DIRECTIONS

1. Respond to all questions within the part of the form that you are to complete. If any question is not applicable to your situation, write "Not Applicable" or "N/A."
2. Print or type all responses. If necessary, write "see attached" in the space provided, and use separate additional sheets, numbering your responses the same as the corresponding question and stapling or taping these sheets to this application form.
3. Be completely accurate to the best of your knowledge and understanding. Knowing falsification of your responses may subject you to disciplinary action including dismissal from the institution. When "date" is requested, give day, month, and year.
4. Sign and date this application where indicated to make those acknowledgments and certifications necessary to render this a viable application.
5. Attach the required affidavit(s). (See Part I, items 10 and 11, or Part II, item 11, as appropriate.)

\*\*\*\*\*

### **PART I. FOR APPLICANTS WHO ARE THEMSELVES SERVICE MEMBERS.**

(If you are not a member of the Armed Services, skip to Part II.)

1. Applicant's full name \_\_\_\_\_,  
rank \_\_\_\_\_, serial number \_\_\_\_\_.
2. Social security number (voluntary) \_\_\_\_\_.
3. Date of birth \_\_\_\_\_.
4. Check that one of the following armed services in which you are currently serving on active military duty:  
U. S. Air Force \_\_\_\_\_ U. S. Marine Corps \_\_\_\_\_  
U. S. Army \_\_\_\_\_ N. C. National Guard \_\_\_\_\_  
U. S. Coast Guard \_\_\_\_\_ U. S. Navy \_\_\_\_\_  
Is this a Reserve Component of the indicated service? Yes \_\_\_\_\_ No \_\_\_\_\_.



5. What is your permanent duty station ? \_\_\_\_\_
6. What is the street address or building location at which you are currently living? \_\_\_\_\_
7. Have you been academically admitted to this institution? Yes \_\_\_\_\_ No \_\_\_\_\_.
8. Beginning with what academic term are you seeking the tuition benefit? \_\_\_\_\_
9. Do the orders by which you were assigned to active military duty in North Carolina establish a date on which that duty will cease? Yes \_\_\_\_\_ No \_\_\_\_\_. If "Yes," what is that date? \_\_\_\_\_.
10. Attach an affidavit from the appropriate military authority attesting to your duty status and location.
11. Attach an affidavit from the appropriate military authority identifying any amounts payable to this institution, or to you, from your employer that may be used to satisfy, or reimburse for, tuition charges of this institution. This affidavit may express these amounts either as a percentage of eligible costs to be covered or as a dollar amount paid or to be paid, depending on how the authorizing regulation is worded.

\*\*\*\*\*

**PART II. FOR APPLICANTS WHO CLAIM THE TUITION BENEFIT AS DEPENDENT RELATIVES OF SERVICE MEMBERS.**

1. Applicant's full name \_\_\_\_\_
2. Social Security number (voluntary) \_\_\_\_\_
3. Date of birth \_\_\_\_\_
4. What is the street address or building location at which you are currently living? \_\_\_\_\_
5. Have you been academically admitted to this institution? Yes \_\_\_\_\_ No \_\_\_\_\_.
6. Beginning with what academic term are you seeking the tuition benefit? \_\_\_\_\_
7. For the service member through whom you claim the tuition benefit, provide the following:
  - a. Full name \_\_\_\_\_
  - b. Rank \_\_\_\_\_
  - c. Serial Number \_\_\_\_\_
  - d. Date of birth \_\_\_\_\_
  - e. Branch of armed service (check one):
 

U. S. Air Force _____	U. S. Marine Corps _____
U. S. Army _____	N. C. National Guard _____
U. S. Coast Guard _____	U. S. Navy _____

 Is this a Reserve Component of the indicated service? Yes \_\_\_\_\_ No \_\_\_\_\_.
  - f. Permanent duty station \_\_\_\_\_
  - g. Street address or building location at which the service member currently lives \_\_\_\_\_
8. Do the orders by which the service member was assigned to active military duty in North Carolina establish a date on which that duty will cease? Yes \_\_\_\_\_ No \_\_\_\_\_. If "yes," what is that date? \_\_\_\_\_.
9. Is the service member through whom you claim the tuition benefit in receipt of orders for permanent assignment outside of North Carolina? Yes \_\_\_\_\_ No \_\_\_\_\_. If "Yes," what is the beginning date of that assignment? \_\_\_\_\_.
10. What is your relationship to the service member through whom you claim the tuition benefit? \_\_\_\_\_
11. Attach an affidavit from the appropriate military authority attesting to your military dependency status and the duty status and location of the service member whose dependent you are (your sponsor).

12. Are you currently registered with the Selective Service System? Yes \_\_\_\_\_  
No \_\_\_\_\_.

If "No," state why you are not so registered. (Note. All male citizens born on or after January 1, 1960, who are 18 but not yet 26 years old must register with the Selective Service System.) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\*\*\*\*

- I hereby acknowledge that completion of Item 2 of Part I or II (Social Security number) is voluntary, is requested by the Institution solely for administrative convenience and record-keeping accuracy, and is requested only to provide a personal identifier for the internal records of this institution.
- I hereby certify that all information I have set forth herein is true to the best of my knowledge, pursuant to my reasonable inquiry where needed.
- I hereby acknowledge that the institution may verify the information set forth herein from sources accessible under law to the institution but that the institution may divulge the contents of this application only as permitted under the Family Educational Rights and Privacy Act of 1974 if I am, or have been, in attendance at this institution.

\_\_\_\_\_  
Applicant's signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of parent or guardian (if applicant is under 18 years of age)

\_\_\_\_\_  
Date



# Selective Service System

P.O. Box 4638, North Suburban, IL 60198  
Telephone: 1-800-621-5388

## WHO MUST REGISTER

Category	Must Register	Not Required to Register
All Male citizens born on or after January 1, 1960, who are 18 but not yet 26 years old.	X	
Aliens, Legal Non-immigrant, holding unexpired Form I-94 or I-95		X*
Aliens, Permanent Resident, holding Form I-151 or I-551	X	
Aliens, Refugees and Parolees	X	
Aliens, Undocumented (illegal)	X	
Armed Forces Members on Active Duty		X**
Cadets and Midshipmen at the Service Academies		X**
Civil Air Patrol Members	X	
Disabled or Handicapped	X	
Dischargees/Separatees from Active Military Service (Veterans)	X**	
Dual Nationals	X	
Enlistees, Delayed Entry Program	X	
Hospitalized, Incarcerated or Institutionalized		X**
Military Officer Procurement Program***		X**
National Guardsmen and Reservists, including those on Active Duty for Training	X	
Rejected for Enlistment	X	
ROTC Students	X	

Non-immigrant Aliens include persons holding Student Visas or valid Border Crossing Cards (I-185 OR I-186).

\*\* MUST register within 30 days of release, unless already age 26 or already registered.  
\*\*\* Students enrolled at: The Citadel, North Georgia College, Norwich University, Virginia Military Institute