

# NORTH DAKOTA RESIDENCY GUIDELINES

(NDCC Section 15-10-19.1)

**A North Dakota resident student, for tuition purposes, is defined as follows:**

- ☛ A person whose guardian, custodial parent, or parents are legal residents of North Dakota and have resided in this state for twelve months, or a Dependent child whose custodial parent moved into the state with the intent to establish legal residency for a period of years within the last twelve months immediately prior to the beginning of the academic term;
- ☛ A person of age eighteen or over who is a legal resident of this state and has resided in this state after reaching age eighteen for twelve months immediately prior to the beginning of the academic term;
- ☛ A person who graduated from a North Dakota high school;
- ☛ A full-time active duty member of the armed forces assigned to a military installation in North Dakota or a member of a North Dakota national guard unit;
- ☛ A spouse or dependent of a full-time active duty member of the armed forces assigned to a military installation in North Dakota or a member of a North Dakota national guard unit;
- ☛ A spouse or dependent of a benefited employee of any North Dakota University System institution;
- ☛ A spouse or dependent of any person who is a resident for tuition purposes;
- ☛ A person who was a legal resident of this state for a least three consecutive years within six years of the beginning of the academic term; or
- ☛ A child, spouse, widow, or widower of a veteran as defined in NDCC section 37-01-40 who was killed in action or died from wounds or other service-connected causes, was totally disabled as a results of service-connected cause, died from service-connected disabilities, was a prisoner of war, or was declared missing in action.

## ***Definitions:***

“Dependent” means only a person claimed as a dependent on the most recent federal tax return.

“Member of the Armed Forces” means only full-time active duty members of the armed forces, and not national guard or reserve members.

“Spouse” means both parties to a marriage recognized by the state including those subject to an order of legal separation, but not divorced persons.

Residency classification for tuition purposes is a complex issue. Not all circumstances can be addressed in this brief guideline. If you wish to discuss your application for Resident Student Status, you may contact the Office of Registration & Records, 110 Ceres Hall, North Dakota State University, Fargo, North Dakota 58105, (701) 231-7981 or 1-800-608-NDSU.

**Legal residence in the State of North Dakota includes, but is not necessarily limited to the following responsibilities and rights:**

- ☛ To vote in general or special elections in the State after 30 days of residence in the precinct (and assuming U.S. citizenship).
- ☛ To obtain a North Dakota driver's license before operating any motor vehicle in this State after more than 60 days of residency.
- ☛ To obtain a North Dakota license for any motor vehicle owned or operated after beginning residency in this State.
- ☛ To file a North Dakota resident's income tax return with the State Tax Department reporting any income derived from within this State.
- ☛ To obtain a North Dakota resident game or fishing license after 6 months of residency in this State.

**Note:** An Application for Resident Student Status must be completed to officially change the resident status for tuition purposes. Documentation of North Dakota residence must accompany the application and should clearly indicate that the applicant has established ND residence according to one of the definitions of a resident student printed on the reverse page. The application and documentation should be submitted to the Office of Registration and Records, 110 Ceres Hall.