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DEPARTMENT OF COMMUNITY COLLEGES

NORTH CAROLINA STATE BOARD OF COMMUNITY COLLEGES

200 W. JONES STREET
RALEIGH, NC 27603-0327

ROBERT W. SCOTT
STATE PRESIDENT

9/8/88

October 13, 1988

MEMORANDUM

TO: Presidents
Community College System

FROM: Edward H. Wilson, Jr. *EHW*
Executive Vice President

SUBJECT: ADMISSION - Legal Aliens, Former Residents of Other States

It is my understanding that legal aliens and former residents of other states who: (1) are less than 18 years old, (2) have neither completed high school or its equivalent nor attended elementary or secondary school in this state, (3) do not have a parent or legal guardian in this state, and (4) who have not been emancipated pursuant to the law of this state, are seeking admission to our colleges.

Rule 23 NCAC 2C.0305 (Education Services for Minors) does not appear to address these situations. The primary purpose of rule 23NCAC 2C.0305 is to discourage high school students from dropping out of school to attend our colleges. It appears that this concern would not apply to legal aliens meeting the conditions set forth above. Therefore, the Department hereby waves the requirements of rule 23NCAC.0305 concerning prior approval of the local educational agency or parent or legal guardian as a precondition for admission to our colleges. Further the Department advises the colleges to obtain releases from the local educational agency prior to admission of persons who are former residents of other state who meet the conditions set forth above. However, both legal aliens and former residents of other states must meet the state residency requirements to be classified as North Carolina residents for tuition purposes.

CC-88-287

