

ATTACHMENT POL. 4

1 23 NCAC 02D .0202 is proposed for amendment as follows:

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3 **23 NCAC 02D .0202 TUITION AND FEES FOR CURRICULUM PROGRAMS**

4 (a) Tuition:

5 (1) Student Residence Classification. The classification of students for tuition purposes shall be made
6 pursuant to G.S. 115B-2, 115D-39, 116-143.1, 116-143.3, and 116-143.5.

7 (2) Tuition Rates In-State:

8 (A) A general and uniform tuition rate is established by the State Board as set by the
9 Legislature for full-time curriculum students per semester or term for North Carolina
10 residents.

11 (B) A North Carolina resident who is a part-time student shall pay a per credit hour rate for
12 curriculum instruction, as established by the State Board, for any semester or term as set
13 by the Legislature.

14 (3) Learning Laboratory. No tuition fees charged.

15 (4) Tuition Creditable Upon Transfer of Student. When a student has paid the required tuition at a
16 college and is given permission to transfer to another college within the system during the
17 academic semester for which the tuition was paid, the college from which the student transfers
18 shall issue to him a statement certifying the amounts of tuition that have been paid, and the college
19 to which he is transferring shall accept such certificate in lieu of requiring payment again. [Also,
20 see 23 NCAC 02D .0323(b)(2) which provides information regarding reporting student hours in
21 membership.]

22 (5) Tuition Student Enrolled in More Than One College. Where a student desires to enroll for the
23 same semester at two or more colleges of the system, the total amount of tuition and fees may be
24 paid to the student's "home" college. "Home" college is defined as the college which the student
25 initially registers for classes. The "home" college shall, in that case, assume responsibility for
26 arranging with the other college or colleges for enrolling the student in appropriate classes without
27 further charge. Such arrangement shall be made by exchange of letters between the colleges
28 involved. Student membership hours for instruction received shall, in any event, be reported by
29 the college in which the respective instruction occurred.

30 (6) Tuition Rates Out-of-State:

31 (A) Any full-time curriculum student who is an out-of-state resident shall pay tuition fees as
32 established by the State Board for each semester or term as set by the Legislature.

33 (B) An out-of-state resident who is a part-time student shall pay a per credit hour rate for
34 curriculum instruction as established by the State Board as set by the Legislature.

35 (7) Tuition Waivers:

36 (A) Individuals in the categories set forth in G.S. 115D-5(b) shall be exempt from tuition for
37 specialized training courses only, unless otherwise permitted under this Rule.

- 1 (B) College Staff Members. Full-time college staff members employed for a 9, 10, 11, or 12
2 month term may enroll in one curriculum or extension course per semester, as well as the
3 summer term, in the system without payment of tuition or registration fee.
- 4 (C) Basic Law Enforcement Training Program (BLET) for law enforcement officers. All law
5 enforcement officers employed by a municipal, county, state, or federal law enforcement
6 agency when taking courses in a state-mandated BLET training program, are exempt
7 from tuition payment. Also, trainees shall be exempt from BLET class tuition if a letter
8 of sponsorship from a state, county, or municipal law enforcement agency is on file at the
9 college.
- 10 (D) Individuals meeting the criteria set forth in G.S. 115B-2 shall not be charged tuition.
- 11 (E) High school students taking courses pursuant to Paragraph (c) (concurrent enrollment)
12 and Paragraph (e) (cooperative high school programs) of 23 NCAC 02C .0305 of this
13 Chapter shall not be charged tuition.
- 14 (F) Patients in state alcoholic rehabilitation centers shall not be charged tuition.
- 15 (G) Juveniles committed to the Department of Juvenile Justice and Delinquency Prevention
16 shall not be charged tuition.
- 17 (H) Prison inmates shall not be charged tuition.
- 18 (b) Pre-Enrollment Deposit. The local board of trustees may establish a pre-enrollment deposit up to a maximum of
19 fifteen dollars (\$15.00). The pre-enrollment deposit, if established, shall be required only when a prospective
20 student has made application for admission and has been accepted. This advance payment is not refundable
21 unless the class(es) fails to materialize or a refund is required by the death of the student. This advance
22 payment shall be deposited to the State Treasurer and credited against the full tuition due from the student
23 during the regular registration period. For the purposes of this Rule, any tuition refund granted shall not include
24 the pre-enrollment deposit of the student unless a refund is granted when a class fails to materialize or because
25 of the student's death.
- 26 (c) Late Enrollment Fee. A late enrollment fee up to five dollars (\$5.00) may be charged curriculum students
27 registering after the specific closing date of registration, with such fees becoming state funds.
- 28 (d) Tuition Refunds. Each college shall allow a 100 percent tuition refund up to and including the census date of
29 the course. Where a student, having paid the required tuition for a semester, dies during that semester (prior to
30 or on the last day of examinations of the college the student was attending), all tuition and fees for that semester
31 shall be refunded to the estate of the deceased, upon request by the deceased's estate within ninety (90) days of
32 the student's death.
- 33 ~~(1) A refund shall not be made except under the following circumstances:~~
- 34 ~~(A) A 100 percent refund shall be made if the student officially withdraws prior to the first~~
35 ~~day of class(es) of the academic semester or term as noted in the college calendar. Also,~~
36 ~~a student is eligible for a 100 percent refund if the class in which the student is officially~~
37 ~~registered is cancelled due to insufficient enrollment.~~

1 ~~(B) — A 75 percent refund shall be made if the student officially withdraws from the class(es)~~
2 ~~prior to or on the official 10 percent point of the semester.~~

3 ~~(C) — For classes beginning at times other than the first week (seven calendar days) of the~~
4 ~~semester a 100 percent refund shall be made if the student officially withdraws from the~~
5 ~~class prior to the first class meeting. A 75 percent refund shall be made if the student~~
6 ~~officially withdraws from the class prior to or on the 10 percent point of the class.~~

7 ~~(D) — A 100 percent refund shall be made if the student officially withdraws from a contact~~
8 ~~hour class prior to the first day of class of the academic semester or term or if the college~~
9 ~~cancels the class. A 75 percent refund shall be made if the student officially withdraws~~
10 ~~from a contact hour class on or before the tenth calendar day of the class.~~

11 ~~(2) — To comply with applicable federal regulations regarding refunds, federal regulations supersede the~~
12 ~~state refund regulations stated in this Rule.~~

13 ~~(3) — Where a student, having paid the required tuition for a semester, dies during that semester (prior to~~
14 ~~or on the last day of examinations of the college the student was attending), all tuition and fees for~~
15 ~~that semester may be refunded to the estate of the deceased.~~

16 ~~(4) — For a class(es) which the college collects receipts which are not required to be deposited into the~~
17 ~~State Treasury account, the college shall adopt local refund policies.~~


18 (e) Military Tuition Refund. Upon request of the student, each college shall:

19 (1) Grant a full refund of tuition and fees to military reserve and National Guard personnel called to
20 active duty or active duty personnel who have received temporary or permanent reassignments as
21 a result of military operations then taking place outside the state of North Carolina that make it
22 impossible for them to complete their course requirements; and

23 (2) Buy back textbooks through the colleges' bookstore operations to the extent possible. Colleges
24 shall use distance learning technologies and other educational methodologies to help these
25 students, under the guidance of faculty and administrative staff, complete their course
26 requirements.

27 (f) Additional Rules for Tuition Refunds.

28 ~~(1) As used in Paragraph (d) of this Rule, the term "census date" is defined as the official 10 percent~~
29 ~~point of any semester, term, or course as noted in the college calendar.~~

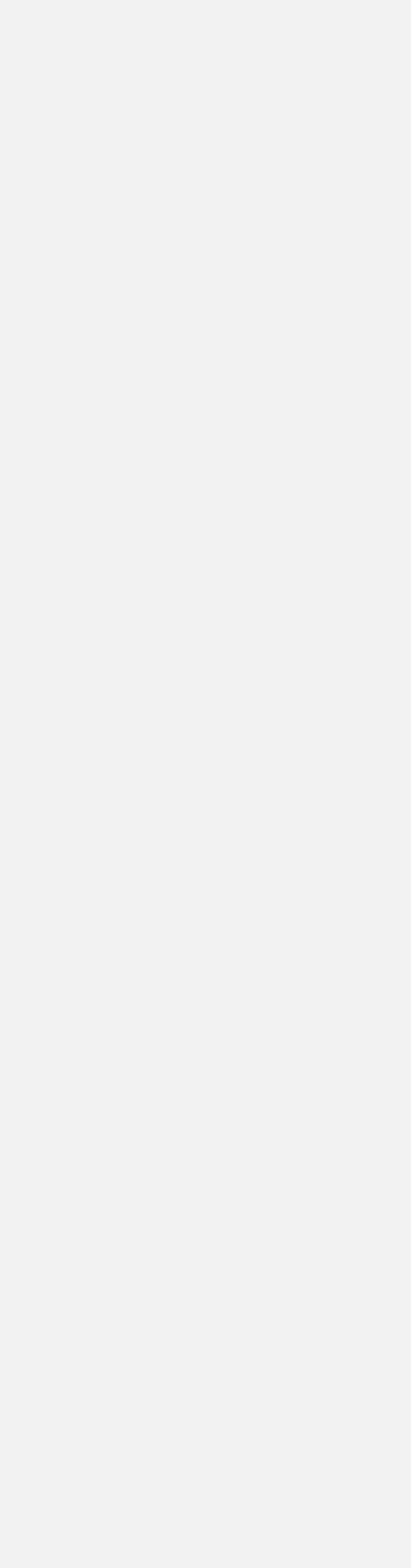
30  ~~(2) To comply with applicable federal regulations regarding refunds, federal regulations shall~~
31 ~~supersede the state refund regulations provided in this Rule to the extent the Federal regulations~~
32 ~~and state regulations are contradictory.~~

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35 *History Note: Authority G.S. 115D-5; 115D-39; 116-143.1; P.L. 93-508; S.L. 1995, c. 625;*
36 *Eff. February 1, 1976;*
37 *Amended Eff.; September 1, 1993; December 1, 1984*

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1 *Temporary Amendment Eff. November 1, 1993 for a period of 180 days or until the permanent*
2 *rule becomes effective, whichever is sooner;*
3 *Amended Eff. June 1, 1994;*
4 *Temporary Amendment Eff. June 1, 1997;*
5 *Amended Eff. ~~February 1, 2009~~; April 1, 2005; August 1, 2002; August 1, 1998.; ~~July 1, 1998~~*



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