

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
6 be made 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
10 Carolina residents.

11 (B) A North Carolina resident who is a part-time student shall pay a per credit hour
12 rate for curriculum instruction, as established by the State Board, for any
13 semester or term as set 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
16 tuition at a college and is given permission to transfer to another college within the
17 system during the academic semester for which the tuition was paid, the college from
18 which the student transfers shall issue to him a statement certifying the amounts of tuition
19 that have been paid, and the college to which he is transferring shall accept such
20 certificate in lieu of requiring payment again. [Also, see 23 NCAC 02D .0323(b)(2)
21 which provides information regarding reporting student hours in membership.]

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

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

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

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

- 1 (7) Tuition Waivers:
- 2 (A) Individuals in the categories set forth in G.S. 115D-5(b) shall be exempt from
- 3 tuition for specialized training courses only, unless otherwise permitted under
- 4 this Rule.
- 5 (B) College Staff Members. Full-time college staff members employed for a 9, 10,
- 6 11, or 12 month term may enroll in one curriculum or extension course per
- 7 semester, as well as the summer term, in the system without payment of tuition
- 8 or registration fee.
- 9 (C) Basic Law Enforcement Training Program (BLET) for law enforcement officers.
- 10 All law enforcement officers employed by a municipal, county, state, or federal
- 11 law enforcement agency when taking courses in a state-mandated BLET training
- 12 program, are exempt from tuition payment. Also, trainees shall be exempt from
- 13 BLET class tuition if a letter of sponsorship from a state, county, or municipal
- 14 law enforcement agency is on file at the college.
- 15 (D) Individuals meeting the criteria set forth in G.S. 115B-2 shall not be charged
- 16 tuition.
- 17 (E) High school students taking courses pursuant to Paragraph (c) (concurrent
- 18 enrollment) and Paragraph (e) (cooperative high school programs) of 23 NCAC
- 19 02C .0305 of this Chapter shall not be charged tuition.
- 20 (F) Patients in state alcoholic rehabilitation centers shall not be charged tuition.
- 21 (G) Juveniles committed to the Department of Juvenile Justice and Delinquency
- 22 Prevention shall not be charged tuition.
- 23 (H) Prison inmates shall not be charged tuition.
- 24 (b) Pre-Enrollment Deposit. The local board of trustees may establish a pre-enrollment deposit up to a
- 25 maximum of fifteen dollars (\$15.00). The pre-enrollment deposit, if established, shall be required only
- 26 when a prospective student has made application for admission and has been accepted. This advance
- 27 payment is not refundable unless the class(es) fails to materialize or a refund is required by the death of
- 28 the student. This advance payment shall be deposited to the State Treasurer and credited against the
- 29 full tuition due from the student during the regular registration period. For the purposes of this Rule,
- 30 any tuition refund granted shall not include the pre-enrollment deposit of the student unless a refund is
- 31 granted when a class fails to materialize or because of the student's death.
- 32 (c) Late Enrollment Fee. A late enrollment fee up to five dollars (\$5.00) may be charged curriculum
- 33 students registering after the specific closing date of registration, with such fees becoming state funds.
- 34 (d) Tuition Refunds. Each college shall allow a 100 percent tuition refund up to and including the
- 35 drop/add date for each college. Each college shall allow a 75 percent tuition refund from the date after
- 36 the drop/add date up to and including the census date of the course. Where a student, having paid the
- 37 required tuition for a semester, dies during that semester (prior to or on the last day of examinations of

1 the college the student was attending), all tuition and fees for that semester shall be refunded to the
2 estate of the deceased, upon request by the deceased's estate within ninety (90) days of the student's
3 death.

4 ~~(1) A refund shall not be made except under the following circumstances:~~

5 ~~(A) A 100 percent refund shall be made if the student officially withdraws prior to~~
6 ~~the first day of class(es) of the academic semester or term as noted in the college~~
7 ~~calendar. Also, a student is eligible for a 100 percent refund if the class in~~
8 ~~which the student is officially registered is cancelled due to insufficient~~
9 ~~enrollment.~~

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

12 ~~(C) For classes beginning at times other than the first week (seven calendar days) of~~
13 ~~the semester a 100 percent refund shall be made if the student officially~~
14 ~~withdraws from the class prior to the first class meeting. A 75 percent refund~~
15 ~~shall be made if the student officially withdraws from the class prior to or on the~~
16 ~~10 percent point of the class.~~

17 ~~(D) A 100 percent refund shall be made if the student officially withdraws from a~~
18 ~~contact hour class prior to the first day of class of the academic semester or term~~
19 ~~or if the college cancels the class. A 75 percent refund shall be made if the~~
20 ~~student officially withdraws from a contact hour class on or before the tenth~~
21 ~~calendar day of the class.~~

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

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

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

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

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

35 (2) Buy back textbooks through the colleges' bookstore operations to the extent possible.

36 Colleges shall use distance learning technologies and other educational methodologies to

1 help these students, under the guidance of faculty and administrative staff, complete their
2 course requirements.

3 (f) Additional Rules for Tuition Refunds.

4 (1) As used in Paragraph (d) of this Rule, the term “census date” is defined as the official 10
5 percent point of any semester, term, or course as noted in the college calendar.

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

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11 *History Note: Authority G.S. 115D-5; 115D-39; 116-143.1; P.L. 93-508; S.L. 1995, c. 625;*

12 *Eff. February 1, 1976;*

13 *Amended Eff.; September 1, 1993; December 1, 1984*

14 *Temporary Amendment Eff. November 1, 1993 for a period of 180 days or until the*
15 *permanent rule becomes effective, whichever is sooner;*

16 *Amended Eff. June 1, 1994;*

17 *Temporary Amendment Eff. June 1, 1997;*

18 *Amended Eff. April 1, 2009; April 1, 2005; August 1, 2002; August 1, 1998.*