



## Residency Classification Petition: Spouse of an Arizona Resident

**Petition Fee: \$50**

As the spouse of an Arizona resident, both you and your spouse must demonstrate clear and convincing objective evidence to establish permanent domicile in Arizona and document physical presence in Arizona for 12 consecutive months. Residency classification is based on guidelines provided by the Arizona Board of Regents (ABOR) in compliance with current Arizona state law. Per ABOR policy 4-203.C.2, the spouse of an Arizona resident is eligible to be classified as a resident for tuition purposes provided he/she:

- Is domiciled in Arizona and spouse has demonstrated intent to be an Arizona resident for twelve months, and
- Was legally married (marriage must be recognized by the state of Arizona) on or before the petition deadline, and
- Is married to an Arizona resident who:
  - Established a domicile in Arizona one year prior to the petition deadline, and
  - Has been physically present in Arizona for the last twelve continuous months, and
  - Has not been claimed as a tax dependent by any other individual in the last two tax years (2012 and 2013), and
  - Has demonstrated the intent to be an Arizona resident for twelve months, including beings self-supporting for the last two tax years.

### Deadlines:

1. Per ABOR requirements, failure to submit a notarized petition by the deadline date constitutes a waiver of the right to petition for that term. There is no appeal process for petitions submitted after the deadline. **Requests received after the deadline will be denied.**

Semester	Petition Deadline	Priority Date <sup>1</sup>
Summer 2014	May 20, 2014	April 18, 2014
Fall 2014	August 27, 2014	June 20, 2014

<sup>1</sup>Fully completed petitions, including all required documentation, submitted before the priority deadline will be evaluated prior to the first day of classes. Petitions submitted after this date will be reviewed in the order in which they are received, but may not be evaluated until after classes begin.

### Student Responsibilities:

1. You are responsible for paying **all** tuition charges, as they stand, by the tuition deadline date. Having a petition pending does not waive this responsibility. Tuition balances not paid in full by the tuition deadline will be subject to late fees and payment plans per University policy. IF your petition is approved, a refund of the tuition difference will be generated. Fees are not refunded.
2. Petitions are reviewed in the order they are received and student's who need an early decision are encouraged to submit their petitions as early as possible.
3. Certain financial aid may be reduced, adjusted or cancelled if your status changes to resident. It is the student's responsibility to contact a financial aid counselor to determine if your residency classification affects your financial aid. If residency is approved after financial aid is disbursed, the student may be obligated to return a portion of their financial aid.
4. The burden of proof rests with the student and it is your responsibility to properly document compliance with all residency requirements. Petitions are evaluated and decisions are rendered based on the credibility and authenticity of the documentation provided. Students are expected to read and understand all policies and procedures related to residency and lack of knowledge will not excuse requisite compliance with current state law.
5. Students are expected to be truthful and forthcoming with information relevant to residency. Petitioners who have omitted, falsified, or misrepresented any information will be referred to Student Rights and Responsibilities for disciplinary action.
6. Residency petitions are only accepted from students who have been admitted to ASU.

### Appeals:

1. If your petition is denied, per ABOR policy you have the right to appeal your decision.
2. Additional information is available at: <https://students.asu.edu/residencyappeals>.
3. All students are encouraged to speak with a residency classification specialist before submitting an appeal.
4. Appeal deadlines will be communicated to you in your decision letter; appeals requested after this deadline will be denied.
5. Appeals for petitions submitted after the petition deadline will not be considered.

### ABOR Policy:

Your petition will be evaluated per ABOR policy, which includes, but is not limited to, the following statements:

- No emancipated person has established a domicile in this state while attending any educational institution in this state as a full-time student in the absence of a clear demonstration to the contrary.
- All of the evidence is weighed under the presumption that a non-resident student's presence in Arizona is primarily for the purpose of education and not to establish domicile, and that decisions of an individual as to the intent to establish domicile are generally made after the completion of an education and not before.
- Actions used to indicate intent must be accomplished at the beginning of and maintained throughout the domicile year.
- Whether the evidence is clear and convincing evidence sufficient to meet the student's burden of proof depends not only on the amount of evidence presented, but also its reliability, authenticity, credibility and relevance.
- As defined in ABOR policy, domicile "means an individual's true, fixed and permanent home and place of habitation. It is the place where the individual lives, intends to remain, and to which the individual intends to return when leaving without intending to establish a new domicile elsewhere."

ABOR policy can be viewed in its entirety at: <https://students.asu.edu/residency>

# Residency Classification Petition: Spouse of an Arizona Resident

FOR OFFICE USE ONLY

Date Received: \_\_\_\_\_  
 Date Fee Paid: \_\_\_\_\_  
 1<sup>st</sup> Verification: \_\_\_\_\_  
 2<sup>nd</sup> Verification: \_\_\_\_\_  
 Receipt #: \_\_\_\_\_

Name: \_\_\_\_\_

ASU ID: \_\_\_\_\_

Select one:  Undergraduate Student  Graduate Student  Law Student  
 Campus:  Tempe  Polytechnic  West  Phoenix  Online

Select a semester:  Summer 2014  Fall 2014  
 Deadlines: Summer 2014: May 20, 2014  
 Fall 2014: August 27, 2014

**Instructions:**

- Respond to all questions and provide all requested documentation.
- Include written explanation for any requested documentation that cannot be provided.
- Provide clear and convincing evidence. The burden of proof rests with the student.
- Submit your signed, dated, and notarized petition with your \$50.00 petition fee prior to the petition deadline.

1. Where did you live prior to living in Arizona? \_\_\_\_\_  
 When did you establish domicile in Arizona? \_\_\_\_\_  
 What was your primary reason for coming to Arizona? \_\_\_\_\_

2. How old are you? \_\_\_\_\_ What year did you graduate from high school? \_\_\_\_\_

2. When were you married? \_\_\_\_\_

3. Are you a U.S. Citizen?  
 Yes  No If no, are you a permanent resident?  Yes  No  
 If no, what is your visa type?  F1/J1  Other: \_\_\_\_\_

4. Do you have a driver's license or learner's permit?  
 Yes  No If yes, In which state? \_\_\_\_\_ What is the current issue date? \_\_\_\_\_  
 Is your current license a duplicate or reissue?  Yes  No  
 If yes, what is the original issue date? \_\_\_\_\_

**If you do not have a current driver's license or permit, do you have a state issued ID card?**  
 Yes  No If yes, in which state? \_\_\_\_\_  
 When was your ID issued? \_\_\_\_\_

5. Are you registered to vote?  
 Yes  No If yes, in which state? \_\_\_\_\_  
 Date of voter registration: \_\_\_\_\_

6. Do you own or operate a vehicle in Arizona?  
 Yes  No If yes, in what state is that vehicle registered? \_\_\_\_\_  
 If this vehicle is registered in Arizona, when was it registered? \_\_\_\_\_  
 If this vehicle is registered elsewhere, why is it not registered in Arizona? \_\_\_\_\_

7. Are you currently employed?  
 Yes  No If yes, where? \_\_\_\_\_

**8. Please provide your complete employment history for the past 12 months:**

Employer	City, State	From	To	Work Status
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time

## Residency Classification Petition: Spouse of an Arizona Resident

9. What is your spouse's name? \_\_\_\_\_ How old is your spouse? \_\_\_\_\_

10. Which of the following best describes your spouse's situation?

My spouse has lived in Arizona his/her entire life

My spouse lived elsewhere before moving to AZ

Other (please explain): \_\_\_\_\_

**If your spouse lived elsewhere:**

Where did your spouse live prior to living in Arizona? \_\_\_\_\_

When did your spouse establish domicile in Arizona? \_\_\_\_\_

What was your spouse's primary reason for coming to Arizona? \_\_\_\_\_

11. Has your spouse lived continuously in Arizona for the past 12 months?

Yes  No If No, please explain: \_\_\_\_\_

12. Is your spouse a U.S. Citizen?

Yes  No If no, is your spouse a permanent resident?  Yes  No

If no, what is your spouse's visa type?  F1/J1  Other:

13. Is your spouse a current ASU student?

Yes  No If yes, is your spouse a resident for tuition purposes?  Yes  No

14. Does your spouse have a driver's license or learner's permit?

Yes  No If yes, in which state? \_\_\_\_\_ What is the current issue date? \_\_\_\_\_

Is this current license a duplicate or reissue?  Yes  No

If yes, what is the original issue date? \_\_\_\_\_

If your spouse does not have a current driver's license or permit, does he/she have a state issued ID card?

Yes  No If yes, in which state? \_\_\_\_\_

When was this ID issued? \_\_\_\_\_

15. Is your spouse registered to vote?

Yes  No If yes, in which state? \_\_\_\_\_

16. Does your spouse own or operate a vehicle in Arizona?

Yes  No If yes, in what state is that vehicle registered? \_\_\_\_\_

If this vehicle is registered in Arizona, when was it registered? \_\_\_\_\_

If this vehicle is registered elsewhere, why is it not registered in Arizona? \_\_\_\_\_

17. Complete the following table for all vehicles owned or operated by you or your spouse in the past 12 months:

Vehicle: Year/Make/Model	State of Registration	Owner's Name	Owner's Relationship to student	Date of Current Registration

18. If you and your spouse do not own or operate a vehicle, what is your primary means of transportation?

Bicycle  Bus/Light Rail  Other: \_\_\_\_\_

19. Does your spouse have a bank account?

Yes  No If yes, do the bank statements reflect an Arizona address?  Yes  No

If yes, are you a co-owner on this account?  Yes  No

20. Has your spouse attended any college or university as a WUE or WICHE student since January 2012?

Yes  No If yes, what was your spouse's home state? \_\_\_\_\_

21. Have you (or your spouse) been in the U.S. military in the last 12 months?

## Residency Classification Petition: Spouse of an Arizona Resident

Yes  No

If yes, what was your branch of service? \_\_\_\_\_

What was your last assigned duty station? \_\_\_\_\_

What is (or was) your current state of legal residence? \_\_\_\_\_

Was your state of legal residence changed to Arizona in the last 12 months?  Yes  No

If yes, what date was your state of legal residence changed to Arizona? \_\_\_\_\_

Which state is withholding income tax on your LES? \_\_\_\_\_

Have you been discharged from the U.S. Military?  Yes  No

If yes, what was your date of discharge? \_\_\_\_\_

**22. Do you (or your spouse) own residential property in Arizona?**

Yes  No

If yes, is this your primary residence?  Yes  No

Are you the sole owner of this property?  Yes  No

If No, who is the co-owner? \_\_\_\_\_

**23. Do you (or your spouse) own residential property in another state?**

Yes  No

If yes, where? \_\_\_\_\_

**24. Please list all places of residence for you and your spouse for the past 12 months:**

Address	City, State	From	To

**25. Was your spouse enrolled at any college or university since January 1, 2012?**

Yes  No

If yes, where? \_\_\_\_\_

**26. If your spouse has been a student since January 1, 2012, use the table below to provide your spouse's enrollment history since January 1, 2012:**

Term <sup>A</sup>	School	State	Hours Enrolled	Tuition Paid	Fin Aid Received <sup>B</sup>

A-List terms separately, e.g. Fall 2012, Spring 2013, etc.

B-List all financial aid received, including grants, loans, scholarships, Parent/PLUS loans, etc.

**27. Please provide your spouse's complete employment history for the past 12 months:**

Employer	City, State	From	To	Work Status
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time
				<input type="checkbox"/> Full-time <input type="checkbox"/> Part-time

**28. Did your spouse file federal income taxes for 2012?**

Yes  No

If no, why not? \_\_\_\_\_

## Residency Classification Petition: Spouse of an Arizona Resident

**29. Did your spouse (or will your spouse) file federal income taxes for 2013?**

Yes  No If no, why not? \_\_\_\_\_

**30. Did your spouse file Arizona income taxes for 2012?**

Yes  No If yes, how did your spouse file?  Resident  Part-year Resident  Non-Resident  
If no, why not? \_\_\_\_\_

**31. Did your spouse (or will your spouse) file Arizona income taxes for 2013?**

Yes  No If yes, how did (will) your spouse file?  Resident  Part-year Resident  Non-Resident  
If no, why not? \_\_\_\_\_

**32. Was your spouse claimed as a tax dependent by any other individual in 2012 or 2013?**

Yes  No If yes, by whom? \_\_\_\_\_

**33. Was your spouse completely self-supporting, including tuition, housing, transportation, and all living expenses for all of 2012 and 2013?**

Yes  No If no, who provided additional support to you? \_\_\_\_\_

**34. Please use the table below to estimate your household's current monthly income and expenses:**

Expenses		Income	
Rent/Mortgage:	\$	From Employment:	\$
Utilities:	\$	From Parents:	\$
Telephone/Cell Phone:	\$	From Financial Aid:	\$
Transportation:	\$	From Savings/Trust funds:	\$
Food/Groceries:	\$	From Family:	\$
Entertainment/Social Activities:	\$	Other Income:	\$
Miscellaneous expenses and other bills:	\$		
<b>Total Estimated Monthly Expenses</b>	<b>\$</b>	<b>Total Estimated Monthly Income</b>	

**35. Please summarize all sources of support for you and your spouse since January 1, 2012:**

Source <sup>A</sup>	2012		2013		2014	
	Name	Amount	Name	Amount	Name	Amount
Employment						
Spouse						
Parent(s)						
Financial Aid						
Private Loans						
PLUS Loans						
Family						
Savings/Trusts						
Other						

*A-Income that cannot be documented will not be considered.*

**36. Did you file joint taxes with your spouse for 2012 or 2013?**

Yes  No If yes, for which years? \_\_\_\_\_

**37. Did your spouse live with his or her parents (or step-parents) for any part of 2012, 2013 or 2014?**

Yes  No If yes, for which years? \_\_\_\_\_

## Residency Classification Petition: Spouse of an Arizona Resident

38. Since January 1, 2012, has your spouse's parents (or step-parents) provided health or auto insurance to you or your spouse?

Yes  No If yes, please list years and type of insurance provided: \_\_\_\_\_

39. Since January 1, 2012, has your spouse's parents (or step-parents) co-signed a loan or accepted a PLUS loan to pay for you or your spouse's education?

Yes  No If yes, please provide years and loan amounts: \_\_\_\_\_

40. Since January 1, 2012, has your spouse's parents (or step-parents) provided any financial support to you or your spouse?

Yes  No If yes, please provide years and estimated support: \_\_\_\_\_

41. To promote sustainability, your residency decision will be sent to your ASU e-mail. Do you also need to be notified by postal mail?  Yes  No

All correspondence from the Residency Classification Office will be sent to the mailing address and/or ASU e-mail address currently on file with Arizona State University. It is your responsibility to ensure this information is current on MyASU.

42. If we need to contact you for additional information or clarification, what is the best way to contact you?

Phone: \_\_\_\_\_  E-mail: \_\_\_\_\_

43. Is there any other information that you would like to add to your petition that you feel is relevant to your classification as a resident of Arizona? (use separate sheet, if needed)

---

---

---

---

---

---

Your petition must include the following documentation. Missing or incomplete documents indicate a lack of evidence and will increase the likelihood that your petition will be denied.

- Arizona driver's license, learner's permit or Arizona identification card for student and spouse—*shows compliance with current state law*
- Arizona vehicle registrations for all vehicles operated by student or spouse in Arizona during the last 12 months—*shows compliance with current state law*
- Arizona voter registration for spouse and student—*shows intent to establish domicile in Arizona*
- First two pages (Form 140) of spouse's 2012 and 2013 Arizona tax returns—*shows compliance with current state law and domicile in Arizona*
- Spouse's most recent, complete bank statements for 12 consecutive months—*shows physical presence in Arizona*
- Spouse's most recent pay stub showing year-to-date earnings and withholdings—*documents self-generated income and shows intent to establish domicile in Arizona*
- First two pages (Form 1040) of spouse's 2012 and 2013 Federal tax returns—*documents income and shows domicile in Arizona*
- Spouse's tuition costs for all institutions attended since January 2012—*documents educational expenses*
- Spouse's financial aid received for all institutions attended since January 2012—*documents financial aid and offset of educational expenses*
- Parent affidavit, signed and notarized by spouse's parent(s), if applicable—see page 8—*documents student's financial independence*
- First two pages (Form 1040) of spouse's parents' federal tax returns for 2012 and 2013, if applicable—*documents student's financial independence*
- Statements from trust account(s) for student and spouse for 2012, 2013, and 2014, if applicable—*documents additional sources of support under the student's control*
- Permanent resident cards or documentation of eligible visa for student and spouse, if applicable—*shows compliance with current state law*

---

Please submit **LEGIBLE COPIES** of all documentation. Originals are NOT required to be submitted. Applications and accompanying documentation will be retained by Arizona State University in accordance with university approved requirements. All information will be kept confidential as required by law and university policies.

The burden of proof rests with the student and failure to submit all requested documents may result in the denial of your petition. Use either the space below or a separate sheet of paper to explain why specific documents are not being provided.

---

---

---

---

---

**Residency Classification Petition: Spouse of an Arizona Resident**

**Notarial Certificate**

Do not sign this form in advance; sign only in the presence of a Notary Public.

I, \_\_\_\_\_, have researched, read, and thoroughly understand the residency requirements under which I am petitioning. I also understand that under no circumstances are residency requirements waived. I further certify that I can objectively document that all requirements have been met.

**I renounce all claims to residency in any state other than Arizona.** I further declare Arizona to be my state of legal domicile, not only for residency status for tuition purposes, but for all other purposes as well.

**All statements, information, and evidence presented in this petition for residency reclassification are true and complete.** I understand that if I willfully provide false information, make a material misrepresentation or omission in connection with my Petition for Change of Residency, or if I make any effort to fraudulently claim Arizona as my state of legal domicile, it will jeopardize my case for residency. I may also be subjected to disciplinary action, dismissal from the University, repayment of tuition fraudulently waived, repayment of financial aid fraudulently obtained, and may result in civil and criminal liability. I hereby grant permission for ASU representatives to verify any supporting evidence submitted with this petition.

\_\_\_\_\_ Subscribed and sworn to before me this \_\_\_\_\_ day of, \_\_\_\_\_ 20 \_\_\_\_\_  
Signature of Student (sign in presence of Notary)

(Notary Seal)

By \_\_\_\_\_

State of \_\_\_\_\_ County of \_\_\_\_\_

Notary Signature \_\_\_\_\_

Commission Expires \_\_\_\_\_

# Residency Classification Petition: Spouse's Parents Affidavit

UNIVERSITY REGISTRAR SERVICES  
RESIDENCY CLASSIFICATION  
PO Box 870312  
Tempe, AZ 85287-0312  
Phone: (480) 965-7712  
residency@asu.edu  
<https://students.asu.edu/residency>

This form is to be completed by the spouse's parents. This form is not required if:

- Spouse is 26 years of age or older, or
- Student filed joint taxes with their spouse in 2012 *and* will file joint taxes with their spouse in 2013.

### Instructions:

- This notarized form is to be completed and signed by the parents of the student's spouse.
- If your spouse's parents are not married or divorced, each parent must complete a separate affidavit.
- Parents must also provide first two pages (Form 1040) of their federal tax returns for 2012 and 2013
- Failure to submit parent's affidavit may result in the denial of your petition.

1. Student's Name: \_\_\_\_\_ ID: \_\_\_\_\_

2. Person(s) completing this form:  Father  Mother  Both

#### Father (or step-father, if applicable)

#### Mother (or step-mother, if applicable)

A. Name: \_\_\_\_\_  
B. Address: \_\_\_\_\_  
C. City, State, ZIP: \_\_\_\_\_  
D. Employer: \_\_\_\_\_  
E. Employer's Address: \_\_\_\_\_  
F. Job Title: \_\_\_\_\_

G. Name: \_\_\_\_\_  
H. Address: \_\_\_\_\_  
I. City, State, ZIP: \_\_\_\_\_  
J. Employer: \_\_\_\_\_  
K. Employer's Address: \_\_\_\_\_  
L. Job Title: \_\_\_\_\_

3. What is the most recent tax year that you claimed the student as a dependent on your taxes? \_\_\_\_\_

4. Did the student's spouse live with you for any part of 2012, 2013 or 2014?

Yes  No If yes, for which year(s)? \_\_\_\_\_

5. Did you provide any support, including tuition, living expenses, housing, etc., to the student's spouse in 2012, 2013 or 2014?

Yes  No if yes, for which years and in what amounts? \_\_\_\_\_

6. Did you (or will you) claim the student's spouse as an exemption for income tax purposes in 2012, 2013 or 2014?

Yes  No If yes, for which year(s)? \_\_\_\_\_

7. Did you provide auto insurance coverage for the student during in 2012, 2013 or 2014?

Yes  No If yes, for which year(s)? \_\_\_\_\_

8. Did you accept a PLUS loan or cosign for the student's spouse on any student loan in 2012, 2013 or 2014?

Yes  No If yes, for which years and in what amounts? \_\_\_\_\_

All statements, information, and evidence presented are true and complete. I understand that if I provide false information, if I make a material misrepresentation or omission in connection with this petition for change of residency, or if I make any effort to fraudulently obtain Arizona residency for tuition purposes for the above named student, it will jeopardize the student's case for residency and subject him/her to disciplinary action such as: dismissal from the University, repayment of tuition fraudulently waived, repayment of financial aid fraudulently obtained, and may result in civil and criminal liability. I hereby grant permission for ASU representatives to verify any supporting evidence submitted with this petition.

\_\_\_\_\_  
Signature of Father or Step-Father (Sign in the presence of a Notary)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

State of \_\_\_\_\_ County of \_\_\_\_\_

\_\_\_\_\_  
Signature of Mother or Step-Mother (Sign in the presence of a Notary)

Notary Signature \_\_\_\_\_

Commission Expires \_\_\_\_\_

(Notary Seal)