

## SENIOR CITIZENS HIGHER EDUCATION ACT REGULATIONS

**8 VAC 40-20-20. Eligibility.**

A senior citizen may take courses without paying tuition or required fees, except for course materials, under certain conditions. If the senior citizen ~~had a federal~~ has taxable income of not more than ~~\$10,000~~ \$15,000 in the preceding year, the individual may take a course for academic credit. free of tuition or fees, except for fees established for the purpose of paying for course materials, such as laboratory fees. ~~If the person's taxable income exceeded \$10,000, the individual may only audit the course for free.~~ A senior citizen, regardless of income level, may audit a course that is given for academic credit or take a noncredit course for free of tuition or fees, except for fees established for the purpose of paying for course materials, such as laboratory fees.

No limit is placed on the number of terms, quarters or semesters in which a senior citizen who is not enrolled for academic credit may register for courses, but the individual can take no more than three noncredit courses in any one term, quarter or semester. There will be no restriction on the number of courses that may be taken for credit in any term, semester or quarter, or on the number of terms, semesters or quarters in which an eligible senior citizen may take courses for credit.

The two additional conditions listed below shall be met before a senior

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citizen may take a course under the provisions of this program:

1. The senior citizen shall meet the appropriate admission requirements of the institution in which the student plans to enroll, and
2. The senior citizen may be admitted to a course only on a space-available basis after all tuition-paying students have been accommodated. ~~unless the senior citizen has completed 75% of the degree requirements necessary for the degree. At such time in the senior citizen's program, the senior citizen can enroll in courses at the same time as other tuition-paying students.~~ State institutions of higher education may make individual exceptions to this procedure when the senior citizen has completed seventy-five percent of the requirements for the degree.

An institution has no special obligation to offer courses specifically to meet the needs of senior citizens or to continue to provide a particular course for a senior citizen who has registered for the course if the regular enrollment in the course is not adequate to justify the offering.

Nothing in this regulation exempts a senior citizen enrolled in a course from the requirements for attendance and completion of course assignments.

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**8 VAC 40-20-30. Application.**

A senior citizen who wishes to take courses under the provisions of the Senior Citizens Higher Education Act shall complete an application at the institution in which the person plans to enroll. The institution shall determine all aspects of the person's eligibility. The application process shall include a determination of income eligibility (review of ~~an IRS 1040 form~~ a state income tax form, for example), if the individual makes application to take courses for academic credit.

I certify that this regulation is full, true, and correctly dated.

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Rick Patterson,  
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Date:\_\_\_\_\_.