

1973 WL 27050 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 15, 1973

*1 V. L. Brinkley, Jr.
Vice President for Student Affairs
The College of Charleston
Charleston, South Carolina

Dear Mr. Brinkley:

In answer to your request for an opinion on the effects of another state's statute lowering the age of majority on residency in South Carolina for tuition and fee purposes at state institutions, I am of the opinion that such a statute merely establishes the legal capacity for such a person to establish domicile in South Carolina; however, such a person still must demonstrate that he has the requisite intent of making a permanent home in South Carolina and that he has had such an attempt for no less than twelve months. In conclusion, and out-of-state student cannot establish eligibility to pay in-state tuition and fees solely on the basis of attaining majority under the laws of another state.

Please contact me if I can be of any further assistance.

Sincerely,

Hardwick Stuart, Jr.
Assistant Attorney General

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