

**THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES  
NOTICE OF PROPOSED REGULATION**

**REGULATION NUMBER AND TITLE:** FPU-2.007 Foreign Exchange Visitor Insurance Requirements

**SUMMARY OF THE REGULATION:** This regulation provides information related to insurance requirements for exchange visitors and any accompanying dependents.

**TEXT OF REGULATION:** The full text of the Proposed Regulation can be viewed below and on the Florida Polytechnic University Board of Trustees website, at

<http://floridapolytechnic.org/board-of-trustees/university-policies-and-regulations/>.

If you would like a copy of the Proposed Regulation, please contact Bacogie Luke, Executive Assistant to the VP and General Counsel at (863)874-8412.

**AUTHORITY:** Board of Governors Regulations 6.009; 22 CFR § 62.14.

**NAME OF PERSON INITIATING PROPOSED REGULATION:** Elhami Nasr, Interim Provost and Vice President of Academic Affairs

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

**THE CONTACT PERSON REGARDING THIS REGULATION IS:** Bacogie Luke, Executive Assistant to the VP and General Counsel at 4700 Research Way, Lakeland, Florida 33805-8531, Email: [bluke@flpoly.org](mailto:bluke@flpoly.org), Phone: (863)874-8412.

**DATE OF PUBLICATION:** April 29, 2016

THE FULL TEXT OF THE REVISED PROPOSED REGULATION IS PROVIDED BELOW:

## **FPU-2.007 Foreign Exchange Visitor Insurance Requirements**

- (1) **PURPOSE.** This regulation outlines the medical insurance requirements that Exchange Visitors (J visa holders), their accompanying spouses, and their dependents must comply with in order for the Exchange Visitor to maintain eligibility to participate in an Exchange Visitor Program.
  
- (2) **DEFINITIONS:**
  - (a) **Accompanying Dependents:** The alien spouse and alien minor unmarried children of an Exchange Visitor who are accompanying or following the Exchange Visitor to the United States during the Exchange Visitor's participation in the Exchange Program and who are seeking to enter or have entered the United States temporarily on a J-2 visa or are seeking to acquire or have acquired such status after admission into the United States. For purposes of this regulation, a minor is a person less than 21 years of age.
  - (b) **Exchange Visitor:** A citizen of a foreign country who has been selected to participate in an Exchange Visitor Program and is seeking to enter or has entered the United States temporarily on a J-1 visa. The term does not include the person's family.
  - (c) **Exchange Visitor Program:** A program administered or designated by the U.S. Department of State that provides qualified foreign nationals with opportunities to participate in educational and cultural exchange programs under a J-1 Exchange Visitor visa.
  
- (3) **STATEMENT OF REGULATION.** All Exchange Visitors and their Accompanying Dependents must maintain adequate medical insurance for the duration of time the Exchange Visitor participates in the Exchange Visitor Program.
  - (a) **Adequate Medical Insurance.** All Exchange Visitors and their Accompanying Dependents must maintain medical insurance coverage that meets or exceeds the requirements of **22 CFR § 62.14** ("adequate medical insurance") during the period of time that the Exchange Visitor participates in the Exchange Visitor Program. Exchange Visitors and their Accompanying Dependents may also have to meet the requirements of the Affordable Care Act.
  - (b) **Exchange Visitors who are Students.** Exchange Visitors in the Student J-1 visa category must also maintain medical insurance coverage that meets or exceeds the requirements of Board of Governors' Regulation **6.009 Admission of International Students**. A registration hold is placed on the Exchange Visitor's account until proof of adequate medical insurance is submitted to the Office of International Student Services.
  - (c) **Willful Failure to Maintain Adequate Insurance.** The University must terminate an Exchange Visitor's participation in the Exchange Visitor Program, and any employment, if the University determines that:
    - (i.) the Exchange Visitor or any Accompanying Dependent willfully fails to maintain adequate insurance,
    - (ii.) The Exchange Visitor makes material misrepresentations to the University concerning the adequate medical insurance, or

(iii.) The Exchange Visitor fails to comply with the requirements set out in 22 CFR § 62.14.

*Authority: FBOG Regulation 6.009, 22 CFR § 62.14.*

*History: New*