

## **DEFINITION OF AN EXEMPT STUDENT**

***“Exempt Student”*** for any School Term means any one of the following:

- (i) a Student who is not enrolled in any course for credit located on a University of Alberta campus within any of the Municipalities for that School Term;
- (ii) a Student who is enrolled only in the Executive MBA program;
- (iii) a graduate Student who is designated as an off-campus thesis student by the University; or
- (iv) a Student who is enrolled only in a program of study offered by the University's Faculty of Extension, which program of study leads to a certificate.

## **ARTICLE TWO PARTICIPATION**

2.01. Subject to Articles 2.02 to 2.06 hereof, inclusive, every Student other than an Exempt Student shall be required to participate in the U-Pass Program for each School Term, on the terms and conditions set forth herein.

2.02. Only the following Students may opt out of the U-Pass Program:

- (a) a Student who has a valid Disabled Adult Transit Service (DATS) registration, Strathcona County Mobility Bus registration, or St. Albert Handibus registration, Spruce Grove Specialized Transit Service (STS) registration, Fort Saskatchewan Special Transportation Services Society (STSS) registration, or Leduc Assisted Transportation Services (LATS) registration; and is able to prove their registration with a valid photo ID card;
- (b) a Student who has a valid CNIB (Canadian National Institute for the Blind) registration and is able to confirm such registration with a valid CNIB-issued photo ID card;
- (c) a Student who is currently an employee of a transit system owned and operated by any of the Municipalities and is able to provide written confirmation on official letterhead of their employment at the beginning of each School Term;
- (d) a Student who, pursuant to official University regulations, policies or procedures (as may be amended from time to time) respecting registration and fees assessments, has the option of being assessed the athletics and recreation fee or the health services fee by the University, and who is in a cooperative work experience program or work internship and who is registered only in one or more courses designated as “Work Experience” for that School Term, and who is either:
  - i. For Fall and Winter Terms - fulfilling their course requirements outside the boundaries of the Municipalities for the majority of the School Term; or

ii. For Spring/Summer Term – fulfilling the majority of their course requirements outside of the boundaries of the Municipalities; or 2016 1216 – U of A – U-Pass DRAFT 2017-2021– v10 8

(e) a Student who is enrolled at another post-secondary educational institution and is required to participate in a transportation program similar to the UPass Program (if any) being offered to students of this other postsecondary educational institution by said institution and the Municipalities.

2.03. For greater certainty, Students are not eligible to opt out of the U-Pass Program by reason only that they reside outside of the transit service area then offered by the Municipalities, or any of them.

2.04. Any Student who believes that he may be eligible to opt out of the U-Pass Program pursuant to Article 2.02 hereof may apply in writing for the right to opt out of the U-Pass Program to:

(a) the University's Specialized Support and Disability Services Office, if the Student believes that he may be eligible to opt out of the U-Pass Program pursuant to Articles 2.02(a) or 2.02(b) hereof ; or

(b) the University's Office of the Registrar, if the Student believes that he may be eligible to opt out of the U-Pass Program pursuant to Articles 2.02(c), 2.02(d) or 2.02(e) hereof;

provided however that if the Student has collected a U-Pass sticker for the then current School Term prior to submitting the written application, said Student shall not be eligible to receive a refund of the U-Pass Fee for that School Term, it being understood that the Student shall retain ridership privileges until the expiry of the said U-Pass sticker. All such applications will be considered and dealt with by the Specialized Support and Disability Services Office or the Office of the Registrar, as the case may be, in accordance with such office's respective policies and procedures, and the Municipalities hereby agree to accept the decisions made by the Specialized Support and Disability Services Office and the Office of the Registrar in respect of such applications.

2.05. Any and all appeals from the decisions made in respect of applications described in Article 2.04 hereof shall be dealt with in accordance with the applicable policies and procedures established by the University from time to time. Provided that the University does not make any decisions contrary to the terms of this Agreement and the Municipalities are notified in advance of relevant changes in such policies and procedures, the Municipalities hereby agree to accept the outcome or results of such appeals.

2.06. Exempt students will not be permitted individually to opt-in to the U-Pass program. If a group of Exempt students desires participation in the U-Pass program, the University may, on behalf of the group seeking inclusion, submit a written request to the Municipalities, provided that:

(a) the group is represented by an elected governing body and the request is representative of the majority of the Students in the requesting group;

(b) the request is received by May 1st for a Fall Term and September 1st for a Winter Term and January 2nd for a Spring/Summer Term;

(c) all Municipalities, acting reasonably, agree in writing to the inclusion of the requesting group;  
and

(d) the request, if approved, shall apply to all Students who are member of such group for the remainder of the Term.