

Original Determination

As required by the California Education Code and Title 5 of the California Code of Regulations, each student must submit a residence statement and supporting evidence as required prior to admission and each reapplication following an absence of more than one regular semester (Fall/Spring). This information is processed by Admissions and Records Office staff.

Right to Appeal

Any student who believes their residence determination is not consistent with the guidelines may make a written appeal to the Director of Admissions and Records within 30 calendar days of notification of final decision by the college regarding classification.

Appeal Procedure

who were classified as nonresidents by the University of California, the California State University, or another community college district. (Education Code section 68044)

A student shall be considered financially independent for purposes of residence reclassification if the applicant meets all of the following requirements:

- A. The student has not and will not be claimed as an exemption for state and federal tax purposes by their parent in the calendar year prior to the year the reclassification application is made.
- B. The student has not lived and will not live for more than six weeks in the home of their parent during the calendar year the reclassification application is made.

A student who has established financial independence may be reclassified as a resident if the student has met the requirements of Title 5 sections 54020, 54022, and 54024.

Failure to satisfy all of the financial independence criteria listed above does not necessarily result in denial of residence status if the one-year requirement is met and demonstration of intent is sufficiently strong.

Financial dependence in the current or preceding calendar year shall weigh more heavily against finding California residence than financial dependence in the preceding second and third calendar years. Financial dependence in the current or preceding calendar year shall be overcome only if (1) the parent on whom the student is dependent is a California resident, or (2) there is no evidence of the student's continuing residence in another state.

The Admissions and Records Office will make a determination, based on the evidence and notify the student not later than fourteen (14) days of receipt of the petition for reclassification. Students have the right to appeal according to the procedures above.

Noncitizens

The district will admit any noncitizen who is eighteen (18) years of age or a high school graduate. If noncitizens are present in the United States illegally or with any type of temporary visa, they will be classified as nonresidents and charged nonresident tuition unless they meet the exceptions contained below.

- Corrections and Rehabilitation; (d) campuses of the California community colleges; or (e) a combination thereof; or
- B. Three or more years of full-time high school coursework, and a total of three or more years of attendance in California elementary schools, or a combination of California elementary and secondary schools.

Additionally, the following requirements must be met:

- Graduation from a California high school or attainment of the equivalent thereof; or completed an associate degree from a California Community College; or completed the minimum requirements at a California Community College, or fulfill the minimum transfer requirements established for the University of California or the California State University for students transferring from a campus of the California Community Colleges;
- Registration or enrollment in a course offered by any college in the District for any term commencing on or after January 1, 2002,
- Completion of a questionnaire form prescribed by the Chancellor of the California Community Colleges and furnished by the District of enrollment, verifying eligibility for this nonresident tuition exemption; and
- In the case of a student without lawful immigration status, the filing of an affidavit that the student has filed an application to legalize their immigration status, or will file an application as soon as they are eligible to do so.

Documents and information obtained in implementing this exemption are confidential.

The initial residency classification will be made at the time the student applies for admission. Final residency determination is made by the Admissions and Records Office. Students may appeal the decision according to the procedures listed above.

Nonresident Tuition Fee Collection

Community college nonresident fees are due and payable at the time of registration. The fee is based upon the number of units for which a student is enrolled.

Nonresident students who are subject to payment of community college nonresident fees and who have been admitted to a class or classes in error without payment of the fees shall be excluded from such class or classes upon notification pending payment of the fee(s). For the purpose of this rule only, notification consists of oral or written advice to the student from the Admissions and Records Office.

Admission by Falsification

Nonresident students who have been admitted to a class or classes without payment of the fee because of falsification of information submitted by or for them shall be immediately assessed the full, nonresident tuition fee or excluded from such class or classes upon notification. Students excluded because of falsification and fail to make immediate payment shall not be readmitted during the semester, academic quarter, or session from which they were excluded, nor shall they be admitted to any following semester, academic quarter, or session until all previously incurred tuition obligations are paid.