

Undocumented Immigrants

An undocumented immigrant is a person who has no documents evidencing that he/she is a U.S. citizen, and that has applied to the Bureau of Citizenship and Immigration Services (BCIS) to legalize his/her status in this country. Undocumented immigrants cannot establish residency. In order to become capable of establishing residency, steps to obtain a change of status from the INS to a status that permits establishing residency must be taken.

Documented Immigrants

Those students considered eligible to establish California residency are permanent residents, lawful temporary residents, those granted amnesty, refugees, asylees, and the following non-immigrant visa types: A, E, G, H1B, H1C, H4, I, K, L, N8, N9, NATO 1-7, O1, O3, Q2, Q3, R, S5, S6, T1-4, and V. The one-year duration period begins after the application for adjustment of status has been filed.

Students with C, D, F, H2, H3, J, M, NAFTA, O2, P, Q1, and TN/TD, U, WB/WT and out-of-status visas are precluded from establishing residency and cannot be classified as residents.

Non-resident Tuition Waiver Assembly Bill 540

If you are an undocumented immigrant and attended a California High School, Continuation High School, Charter High School, or California Department of Education approved K-12 Independent Education or Home School for three years and graduated from a California High School or attained the equivalent of a High School Diploma (GED or High School Proficiency) you may qualify for AB540. Official High School transcripts are required.



California Residency Information (For Tuition Purposes)



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... a beautiful place to learn!

California Residency and Community Colleges

Residency status is determined by the information provided by the student on the Application for Admission. Students who do not meet California residency requirements will be classified as non-residents for tuition purposes. In order to be considered for in-state residency reclassification, it is required that there be a combination of 1) physical presence and 2) evidence of intent to make California your permanent state of residency. The burden of proof to clearly demonstrate both physical presence and intent lies with the student. (California Education code sections 68000-68075 and California Code of Regulations, Title 5, 54020-54024.)

A legal resident of California applying for in-state residency reclassification must:

1. Submit the FRC Residency Questionnaire with supporting documentation to the Admissions & Records Office **at least 10 business days prior to the beginning of the semester for which the student seeks reclassification.**
 2. The supporting documentation must include two documents, one that shows proof of **physical presence** and one that shows proof of **intent**.
1. Examples of proof of physical presence for at least one year and one day prior to the desired reclassification date:
 - a. Documentation of credit agreements with CA business(es).
 - b. Documentation of ownership of residential property or continuous occupancy of rented or leased property in CA.
 - c. Documentation of public assistance, rehabilitation, unemployment, or other state services.
 - d. Documentations of active membership in service or social club.

- e. Official high school or college transcripts.
 - f. Selective Service registration with CA permanent address.
 - g. Utility bills (gas, water, power, telephone, cell phone).
2. Examples of proof of intent includes but is not limited to:
 - a. Active military ID (copy of orders in CA).
 - b. California Driver's License or ID card.
 - c. California State Income Tax 540 form or W-2 with California address with date sensitive pay stub.
 - d. Documentation of entry into a legal agreement in California (marriage license, divorce).
 - e. Documentation of ownership of residential property or continuous occupancy of rented or leased property in California.
 - f. Out-of-state institution non-resident tuition receipt.
 - g. Proof of California motor vehicle license plates.
 - h. Recent Veteran LES, DD214 (showing home of record CA).
 - i. Registering to vote and voting in California.
 - j. Verification of California bank account.

* Students who have immigrant or non-immigrant status may also be required to submit verification of their application date of adjustment of status from the Immigration and Naturalization Service.

Under 19 Years of Age (Title 5, 54024)

Unmarried minors derive their residency status from the parent with whom they are residing. If the minor is not living with either parent, residency is derived from the parent with whom he/she last lived. The student may be classified as a resident if the parent meets the residency requirements as outlined in this brochure.

Personnel of the United States Military

Active Military personnel, regardless of the length of stay in California, shall be classified as residents and are exempt from non-resident tuition.

Requirements: Verification of active status with Military identification every term of re-enrollment. Submit copies of your Military I.D., and Military orders showing stationed in California.

Discharged or retired Military may be required to submit copies of their DD214 and LES, depending on date of separation.

Dependents of the United States Military

A student who is a natural or adopted child, step-child or spouse of an active-duty military service member stationed in California shall be given resident classification as long as the military service member is on active duty in California.

Requirements:

1. Student must be a dependent for federal income tax purposes.
2. Student must submit military I.D. card.
3. Student must submit active-duty member's orders showing stationed in California.

Note:

Any one of these items will disqualify a student's application:

- a. Maintaining out-of-state driver's license or vehicle registration.
- b. Filing a California non-resident tax form.
- c. Maintain voter registration in another state.
- d. Attending an out-of-state institution as a resident of that state.
- e. Petitioning for divorce in another state.
- f. Paying resident tax to another state.
- g. Financial dependence on parents per Ed Code 68044.