

## NONRESIDENT STUDENT TUITION

### I. Nonresident Tuition

Nonresident students shall be charged nonresident tuition for all units enrolled, unless specifically required otherwise by law.

Not later than March 1 of each year, the Board shall take action to establish nonresident tuition fees for the following fiscal year. The fees shall be calculated in accordance with guidelines contained in applicable state regulations and with the California Community Colleges Chancellor's Office memorandums to cover the District's expense of education.

Students who would otherwise be charged this fee shall be exempt if they demonstrate that they have a parent who has been deported or was permitted to depart voluntarily, they moved abroad from California as a result of that deportation or voluntary departure, and they attended a public or private secondary school in the state for three or more years. Upon enrollment, students who qualify for this exemption must be in their first academic year as a matriculated student in California public higher education, live in California, and file an affidavit with the District stating that they intend to establish residency in California as soon as possible.

Additionally, students who would otherwise be charged nonresident tuition fees for credit English as a Second Language courses shall be exempt if they demonstrate they are a recent immigrant, a recent refugee, or a person who has been granted asylum by the United States. This exemption applies only to individuals who, upon entering the United States, settled in California and who have resided in California for less than one year.

### II. Capital Outlay Fee

The Board is also authorized to implement a capital outlay fee to be charged only to persons who are both citizens and residents of foreign countries. The Board shall find and declare that this fee does not exceed the amount expended by the District for capital outlay in the preceding fiscal year divided by the total full-time equivalent students in the preceding fiscal year.

Students who would otherwise be charged the capital outlay fee shall be exempt if they demonstrate that they are a victim of persecution or discrimination in the country of which they are a citizen and resident, or if they demonstrate economic hardship.

Students shall be deemed victims of persecution or discrimination if they present evidence that they are citizens and residents of a foreign country and that they have been admitted to the United States under federal regulations permitting such persons to remain in the United States. Students shall be deemed to have demonstrated economic hardship if they present evidence that they are citizens and residents of a foreign country and that they are receiving Temporary Assistance for Needy Families Program, Supplemental Income/State Supplementary benefits, or general assistance.

The Chancellor shall establish regulations regarding collection, waiver, and refunds of nonresident tuition.

*Reference:*

*California Education Code, Sections 68050, 68051, 68130, 68130.5, and 76140, and 76141  
Title 5 Section 54045.5*

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