



**COMPTON COMMUNITY COLLEGE DISTRICT  
ADMINISTRATIVE REGULATIONS**

**AR 5020 Nonresident Tuition**

**Issued: April 16, 2019**

**References:**

Education Code, Sections 68130.5, 68075.5(c) and 76140 et seq.;  
Title 5, Section 54045.5  
VACA Act [38 U.S.C. 3679(c)], Section 702

**Nonresident Tuition:** Students who are not residents of California for one year prior to the first day of the semester will be charged Nonresident Tuition at the Board-approved rate per semester unit. Nonresident students must pay Nonresident Tuition in addition to the California Community College Enrollment Fees. Calculation of such tuition shall be done in compliance with applicable law and regulation to reflect the current expense of education and that of the preceding fiscal year, and it shall reflect fees in contiguous districts. Students who believe they should be reclassified as resident students have the responsibility to request a change of their classification in the Admissions and Records Office prior to enrollment.

**Nonresident Capital Outlay Fee:** Nonresident students who are both citizens and residents of a foreign country will be charged a Nonresident Capital Outlay Fee, in addition to the Nonresident Tuition and the California Community College Enrollment Fee.

**High School Graduate Exemptions:** Students, other than nonimmigrant aliens under 8 U.S.C. 1101(a)(15), who meet the following requirements are exempt from paying nonresident tuition:

- either high school attendance in California for three or more years OR attainment of credits earned in California from a California high school equivalent to three or more years of full-time high school coursework and a total of three or more years of attendance in California elementary schools, California secondary schools, or combination of those schools;
- graduation from a California high school or attainment of the equivalent thereof;
- registration or enrollment in a course offered for any term commencing on or after January 1, 2002;
- completion of a questionnaire form prescribed by the Chancellor 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 his or her immigration status, or will file an application as soon as he or she is eligible to do so.

**High School Student Exemptions:** A special part-time student, other than a nonimmigrant alien under 8 U.S. Code Section 1101(15)(a), participating in a College and Career Access Pathways (CCAP) partnership program and enrolled in no more than 15 units per term. A concurrently enrolled non-CCAP student shall also be exempt from non-resident fees as long as they are not enrolled in more than 11.99 units.

**Military Resident Exemption:** Nonresident U.S. military personnel on active duty in California (except those assigned for education purposes to state-supported institutions of higher education) are granted a waiver of Nonresident Tuition until they are discharged from their military service. Their dependents are granted a waiver for a period of one year from the date they enter California. Upon expiration of the waiver, evidence must be provided as to the date the student surrendered his/her out-of-state residence to become a resident of California. The student will be classified as a nonresident and charged Nonresident Tuition until one year has elapsed since the out-of-state residence was surrendered, except when the provisions of the VACA Act [38 U.S.C. 3679(c)], Section 702 apply as follows:

- A student who is covered by the federal Veterans Access, Choice, and Accountability Act (Section 702 of the VACA Act [38 U.S.C. 3679(c)] as stated in parts 1-4 of this bulleted item shall be fully exempt from non-resident fees, including nonresident tuition and the capital outlay fee charged of nonresident students.
  1. A Veteran who lives in California (regardless of his/her formal state of residence) and enrolls in Compton College within three years of discharge from a period of active duty service of 90 days or more.
  2. A spouse or child entitled to transferred education benefits who lives in California (regardless of his/her formal state of residence) and enrolls in Compton College within three years of the transferor's discharge from a period of active duty service of 90 days or more.
  3. A spouse or child using benefits under the Marine Gunnery Sergeant John David Fry Scholarship (provides Post-9/11 GI Bill benefits to the children and surviving spouses of service members who died in the line of duty while on active duty) who lives in California (regardless of his/her formal state of residence) and enrolls in Compton College within three years of the Servicemember's death in the line of duty following a period of active duty service of 90 days or more.
  4. After expiration of the three year period following discharge or death as described in U.S.C. 3679(c), a student who initially qualifies under the applicable requirements above will maintain "covered individual" status as long as he or she remains continuously enrolled (other than during regularly scheduled breaks between courses, semesters or terms) at the institution, even if they enroll in multiple programs and shall continue to be exempt from paying nonresident tuition and other fees, as provided by California EC §68075.5(c) requiring that the District grant a full exemption from the nonresident fee for all students verified to be "covered individuals" per the criteria above within this bulleted item and that qualify to use Montgomery GI Bill-Active Duty or Post 9/11 GI Bill education benefits (Chapters 30 and 33, respectively, of Title 38, U.S. Code while living in California. Eligibility determination is subject to the "Certificate of Eligibility" (COE) of the veteran or eligible dependent (who is made eligible through the Transfer of Entitlement [TOE] to basic educational assistance under Chapters 30 and 33 of Title 38, U.S.C.). The DD214, Certificate of Release or Discharge from Active Duty, of the qualifying individual may also be of assistance in confirming "covered individual" status as it shows the effective date of the veteran's discharge from active service.

**Other Exemptions:** Any students, other than non-immigrant aliens under 8 U.S. Code Section 1101(a)(15), who meet the following requirements:

- A. Completion of a questionnaire form prescribed by the State Chancellor's Office verifying eligibility for this nonresident tuition exemption; and
- B. In the case of a student without lawful immigration status, the filing of an affidavit that the student has filed an application to legalize his/her immigration status, or will file an application as soon as he/she is eligible to do so.

**Any students who meet the following requirements:**

- Demonstrate a financial need;
- Has a parent who has been deported or was permitted to depart voluntarily;
- Moved abroad as a result of that deportation or voluntary departure;
- Lived in California immediately before moving abroad; and
- Upon enrollment, will be in his or her first academic year as a matriculated student in a California public higher education institution, will be living in California, and will file an affidavit with the District stating that he or she intends to establish residency in California as soon as possible.

**Nonimmigrant Aliens:** Any nonimmigrant aliens granted "T" or "U" visa status under title 8 8 U.S. Code Section 1101(a)(15)(T)(i) or (ii), or section 1101(a)(15)U(i) or (ii), respectively, who meet the following requirements:

- high school attendance in California for three or more years;
- graduation from a California high school or attainment of the equivalent thereof;
- registration or enrollment in a course offered for any term or commencing on or after January 1, 2002; and
- completion of a questionnaire form prescribed by the State Chancellor's Office 90 verifying eligibility for this nonresident tuition exemption.

**Foreign Students:** Citizens and residents of a foreign country shall be charged a Board approved tuition and a Capital Outlay Fee. Foreign students may be exempt from the Capital Outlay Fee if they meet the criteria in BP 5020 titled Nonresident Tuition. Nonresident tuition and the Capital Outlay Fee are paid in addition to the enrollment fee paid by all students. If the student believes he or she should be classified as a resident student, it is their responsibility to request a change of their classification in the Admissions and Records Office prior to enrollment.

**September 11, 2001 Exemption:** If an individual who was killed in the terrorist attacks on the World Trade Center in New York City, the Pentagon in Washington, D.C., or the crash of United Airlines Flight 93 was a resident of California on September 11, 2001, or if his or her dependent was a resident on that date and if he or she meets the financial need requirement for the Cal Grant A Program, the dependent(s) of this individual may be exempt from nonresident tuition. If the dependent is a spouse, the exemption applies until January, 1, 2013. If the dependent is a child, the exemption applies until the person reaches the age of 30.