

RESIDENCY AT THE CSU

Determination of Residency for Tuition Purposes

University requirements for establishing residency for tuition purposes are independent from those of other types of residency, such as for tax purposes, or other state or institutional residency. These regulations were promulgated not to determine whether a student is a resident or nonresident of California, but rather to determine whether a student should pay university fees on an in-state or out-of-state basis. A resident for tuition purposes is someone who meets the requirements set forth in the Uniform Student Residency Requirements. These laws governing residency for tuition purposes at the California State University are California Education Code sections 68000-68090, 68120-68134, and 89705-89707.5, and California Code of Regulations, Title 5, Subchapter 5, Article 4, sections 41900-41916.

This material can be viewed at www2.calstate.edu/apply/pages/determining-california-residency.aspx.

Each campus' Admission Office is responsible for determining the residency status of all new and returning students based on the Application for Admission, Residency Questionnaire and, as necessary, other evidence furnished by the student. A student who fails to submit adequate information to establish eligibility for resident classification will be classified as a non-resident.

Establishing Residency

Generally, establishing California residency for tuition purposes requires a combination of physical presence and intent to remain indefinitely. An adult who, at least one full year prior to the residency determination date for the term in which enrollment is contemplated, can demonstrate both physical presence in the state combined with evidence of intent to remain in California indefinitely may establish California residency for tuition purposes. A minor normally derives residency from the parent(s) they reside with or most recently resided with.

Evidence demonstrating intent may vary from case to case but will include, and is not limited to, the absence of residential ties to any other state, California voter registration and voting in California elections, maintaining California vehicle registration and driver's license, maintaining active California bank accounts, filing California income tax returns and listing a California address on federal tax returns, owning residential property or occupying or renting an apartment where permanent belongings are kept, maintaining active memberships in California professional or social organizations, and maintaining a permanent military address and home of record in California.

Non-resident students seeking reclassification are required to complete a supplemental questionnaire that includes questions concerning their financial dependence on parents or others who do not meet university requirements for classification as residents for tuition purposes. Financial independence is required,

along with physical presence and intent, to be eligible for reclassification.

Non-citizens establish residency in the same manner as citizens, unless precluded by the Immigration and Nationality Act from establishing domicile in the United States.

Exceptions to the general residency requirements are contained in California Education Code sections 68070-68084 and California Code of Regulations, Title 5, Subchapter 5, Article 4, sections 41906-41906.5, and include, but are not limited to, members of the military and their dependents, certain credentialed employees of school districts and most students who have attended a California school a total of three years or more (combination of elementary, middle and/or high schools) in California and graduated or attained the equivalent. Whether an exception applies to a particular student cannot be determined before the submission of an application for admission and, as necessary, additional supporting documentation. Because neither campus nor Chancellor's Office staff may give advice on the application of these laws, applicants are strongly urged to review the material for themselves and consult with a legal advisor.

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Residency Determination Dates

Dates are set each term:

Quarter Term Campuses	
Fall	September 20
Winter	January 5
Spring	April 1
Summer	July 1

Semester Term Campuses	
Fall	September 20
Spring	January 25
Summer	June 1

CalState TEACH operates on a trimester system. The residency determination dates are as follow:

CalState TEACH	
Fall	September 20
Spring	January 5
Summer	June 1

Appeal of Residency Classification

An appeal of a non-resident classification or reclassification will be accepted for review only if it meets the requirements described in the Basis for Appeal section. An appeal that is untimely (i.e., submitted beyond the 30-day time limit), fails to provide a clear explanation of the basis for appeal, is based solely upon disagreement with the campus decision, and/or fails to provide relevant supporting documentation will be rejected. If a student's appeal is accepted for review, the California State University Chancellor's Office will obtain their residence file, including any documentation previously submitted during the classification or reclassification review, from the campus.

An appeal will ONLY be accepted from the student and must be submitted through the InfoReady site at <https://calstate.infoready4.com>.

Appeals via email, fax, and U.S. mail will not be accepted. A student with a documented disability that prohibits the student from submitting an appeal through the InfoReady site should contact Student Academic Services at the Chancellor's Office.

Basis for Appeal

A student, following a final campus decision concerning the student's residence classification or reclassification, may make a written appeal to the Chancellor's Office within 30 calendar days of the issuance of the notification of the final campus decision. The campus decision may be appealed only if at least one of the following applies:

The decision was based on:

- a significant error of fact;
- a significant procedural error; or
- an incorrect application of law which, if corrected, would require that the student be reclassified as a resident; and/or,
- Significant new information, not previously known or available to the student, became available after the date of the campus decision classifying the student as a non-resident and based on the new information, the classification as a nonresident is incorrect.

A student must explain why the appeal meets one or more of the above appeal criteria and provide relevant supporting documentation. For example, a "significant error of fact" could be demonstrated by stating that the campus incorrectly determined that a specific document, such as a driver's license, was untimely and by providing a copy of the document establishing the error. An appeal that only states "a significant error of fact" will be denied.

Final Determination

The Chancellor's Office appeal decision is final and there is no right to further appeal within the CSU system. A student who wishes to be reconsidered for residence reclassification for any future term must contact the campus to discuss the proper steps to request a resident reclassification for a future term within campus deadlines.

Changes of Residency

Resident students who become non-residents or who no longer meet the criteria for an exception must immediately notify the campus Admissions Office. Changes may have been made in the rate of nonresident tuition and in the statutes and regulations governing residency for tuition purposes in California between the time this information is published and the relevant residency determination date.