

# CALIFORNIA STATE UNIVERSITY NONRESIDENT TUITION EXEMPTION

## GENERAL INFORMATION

The California State University (CSU) Nonresident Tuition Exemption is available for certain nonresident students (including U.S. citizens, permanent residents, and undocumented individuals) who have attended, graduated, or achieved the equivalent from a California school. These students may be exempted from paying nonresident tuition but must remain classified as “nonresidents” for residence classification and financial aid eligibility purposes. The exemption originated with the passage of Assembly Bill 540, Assembly Bill 2000, and Senate Bill 68.

## ELIGIBILITY

The CSU Nonresident Tuition Exemption is open to CSU students enrolled as undergraduate or graduate students who are:

- U.S. Citizens
- Permanent Residents
- Undocumented Students
- T and U Visa Holders Only

## MUST MEET THE EXEMPTION REQUIREMENTS (Attendance and Graduation Requirements)

### Attendance requirement (must meet one)

- Attended a high school (public or private) in California for three or more years, OR
- Attained credits earned in California from a California high school equivalent to three or more years of full-time high school course work and attended a combination of elementary, middle and/or high schools in California for a total of three or more years.
- Attended or attained credits at a combination of California high school, California adult school\*, and California community college for the equivalent of (3) years or more.

\*A year’s equivalence of attendance at a California community college is either a minimum of 24 semester units of credit or 54 quarter units. Only two (2) years of full time attendance in credit courses at the California community colleges will count towards the three (3) or more years of attendance. Full time attendance at a California adult school is a minimum of 420 hours of attendance for each school year.

### Graduation/Degree Requirement (must meet one)

- The student must have graduated from a California high school or attained the equivalent from a California high school prior to the start of the term (for example, passing the GED or California High School Proficiency exam) or
- Completed or will complete (before the first term of enrollment at the CSU) an associate’s degree from a California community college; or
- Completed or will complete (before the first term of enrollment at the CSU) the minimum requirements at a California community college for transfer to the California State University. The student must file an affidavit with the college or university stating that he or she 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.
- The student must file an exemption request including a signed affidavit with the campus that indicates the student has met all applicable conditions described above. Student information obtained in this process is strictly confidential unless disclosure is required under law.

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## ADDITIONAL INFORMATION

- Students eligible for this exemption who are transferring to another California public college or university must submit a new request (and documentation if required) to each college under consideration.
- Nonresident students meeting the criteria will be exempted from the payment of nonresident tuition, but they will not be classified as California residents. They continue to be “nonresidents.”
- The California Dream Act extends Cal Grant A and B Entitlement awards, Cal Grant C awards, Chaffee grants, and institutional financial aid to students that meet these criteria as well as the applicable criteria for eligibility for specific types of financial aid.
- AB540 does not provide federal student financial aid eligibility for undocumented students. These students remain ineligible for federal financial aid.
- Undocumented students who are eligible for AB540 will remain ineligible for federal financial aid.

It is important to note that students who take adult school or community college courses while concurrently enrolled in a CSU to qualify for the AB540/SB68 exemption will continue to be charged out of state tuition as nonresidents until the exemption requirements are fulfilled. In addition students who already earned a high school diploma or the equivalent from another state may not take courses to obtain a California high school diploma or the equivalent in order to be granted the exemption.

## FREQUENTLY ASKED QUESTIONS

Below is a list of frequently asked questions. Please note that while the term AB540 is used it also refers to AB2000 and SB68 all of which are based on California Education Code Section 68130.5.

### **Is the AB540 exemption only for undocumented students?**

NO. The AB540 exemption is available for U.S. citizens, permanent residents, undocumented students and T or U Visa holders.

### **I am a DACA student. Is the exemption available for me?**

Yes, the exemption is available for DACA students that meet the exemption requirements.

### **If a student was in a visa status other than T or U during attendance at a California school, can that attendance and/or graduation count towards fulfillment of the exemption requirements?**

Yes; however, with the exception of students holding a T or U visa, the visa status (e.g. F-1) cannot be active at the time the student applies for the exemption.

### **What documents do I need to apply for the exemption?**

Students must complete and submit the California Nonresident Tuition Exemption Request (affidavit) and provide supporting documentation (e.g. transcripts).

### **Where can I find the Nonresident Tuition Exemption Request (affidavit)?**

This form may be obtained from the Office of Admissions at the campus of planned attendance or from the CSU website [www.calstate.edu/residency](http://www.calstate.edu/residency) under Find Forms. Supporting documentation such as official school transcripts should be submitted with the form.

### **Where should I submit the form?**

The completed form should be submitted to the Office of Admissions at the campus of planned attendance.

### **How many forms do I submit?**

You must submit one form with supporting documentation for each campus of planned attendance.

### **Who determines whether a student qualifies for the exemption?**

The campus Office of Admission.

### **Once approved, do I need to submit a new form for each semester?**

NO. Once you have been approved for the exemption, it continues for subsequent terms as long as continuous enrollment is maintained.

### **Does AB540 status mean that I am a California resident?**

NO. AB540 students are still classified as nonresidents. AB540 status merely exempts students from the payment of nonresident (out of state) tuition so that students pay in-state tuition.

### **Can I be both AB540 and California resident?**

NO. While you may be a California resident who qualifies for AB540, you may hold only one classification in the system at a time; therefore, for tuition purposes you will be classified as either AB540 or California resident.

## FREQUENTLY ASKED QUESTIONS

### **Can I change from California resident to AB540 or vice versa?**

YES. However, the campus Office of Admissions cannot advise you of which status to choose. As each status determines your eligibility for certain types of financial aid, it is strongly suggested that you consult with the campus financial aid department in order to understand how such a change will affect you.

### **If I am not approved for the exemption can I appeal the decision?**

NO. There is no appeal process for a denial of the AB540 exemption.

### **Can a student who has 3 years of attendance at a California school but left California and obtained a high school diploma or equivalent from another state, take courses to obtain a California high school diploma or equivalent to meet AB540 requirements?**

NO. Once a student has a diploma, the student cannot earn a duplicate in California in order to be granted the AB540 exemption.

### **If a student attends a California Community College for 3 years is that attendance alone sufficient to fulfill the attendance requirement for the exemption?**

NO. Only two years of community college attendance may be used to meet the attendance requirement. An additional year must be drawn from attendance at a California K-12 school or a California adult school.

### **After enrolling at a CSU should a student take adult school courses to meet exemption attendance requirements in order to use the exemption for the next term of enrollment at a CSU?**

The purpose of the exemption is to save the student money by allowing the student to pay in-state (resident) fees. Enrolling at the CSU prior to completion of all exemption requirements is not a good idea for it means that the student will be responsible for out of state tuition (nonresident) fees until all exemption requirements are met.

### **If I have the AB 540 nonresident status can I apply for financial aid?**

Yes, students who are Permanent Residents and US Citizens may apply for the Free Application for Federal Student Aid (FASFA). Undocumented students may apply for the Dream Act.

# CALIFORNIA NONRESIDENT TUITION EXEMPTION REQUEST

Education Code § 68130.5, as amended, commonly known as **AB 540**  
Effective January 1, 2018

## INSTRUCTIONS

Complete and sign this form to request exemption from nonresident tuition charged to nonresident students. Once determined to be eligible, you will continue to receive the exemption as long as you fulfill eligibility requirements or until the University no longer offers this exemption. Applying for this exemption does not alter your responsibility to pay, by the campus deadline, any nonresident tuition and associated fees that may be due before your eligibility is determined. Complete and return this form to the Campus Office of Admissions and Records.

## APPLICATION

I, the undersigned, am applying for the California Nonresident Tuition Exemption at California State University (specify campus)  
\_\_\_\_\_ and declare that the following apply to me.

### 1.) Check one box only:

I have a current nonimmigrant visa (not including a T or U visa) as defined by federal law.

*Nonimmigrants have been admitted to the U.S. on a temporary visa and include, but are not limited to, foreign students (holding F visas) and exchange visitors (holding J visas).*

I have a current nonimmigrant T or U visa as defined by federal law.

I do NOT have a current, nonimmigrant visa as defined by federal law.

*This includes, among others, U.S. citizens, permanent residents, DACA recipients, and individuals without a current or valid immigration status.*

### 2.) Select all items that apply to you from each column:

#### Column A

I have 3 years of attendance at a California high school.

I have 3 or more years of high school coursework and 3 years of attendance in California elementary schools, California secondary schools, or a combination of California elementary and secondary schools.

I attended or attained credits at a combination of California high school, California adult school, and California Community College for the equivalent of (3) years or more.\*

#### Column B

I have graduated or will graduate (before the first term of enrollment at the CSU) with a California high school diploma or the equivalent (i.e., California-issued GED, CHSPE).

I completed or will complete (before the first term of enrollment at the CSU) an associate's degree from a California Community College

I completed or will complete (before the first term of enrollment at the CSU) the minimum requirements at a California Community College for transfer to the California State University.

\*A year's equivalence at a California community college is either a minimum of 24 semester units of credit or 36 quarter units. Only two (2) years of full time attendance in credit courses at the California community colleges will count towards the three (3) or more years of attendance. Full-time attendance at a California adult school is a minimum of 420 hours of attendance for each school year.

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Please provide information on the schools you attended and referenced, including the dates you attended and the number of credits or hours obtained:

Name of California School	City	From (Month/Year)	To (Month/Year)	Number of Credits or Hours

Applicant must submit, as part of this form, official transcripts/attendance records that validate any of the information above as requested by the campus residence official.

**AFFIDAVIT:**

If you are a non-citizen without a current or valid immigration status, your signature below serves as your affidavit of the following: I have filed an application to legalize my immigration status or will file an application as soon as I am eligible to do so.

**DECLARATION OF TRUE AND ACCURATE INFORMATION:**

I, the undersigned, declare under penalty of perjury that the information I have provided on this form is true and accurate. I understand that this information will be used to determine my eligibility for the California Nonresident Tuition Exemption. I further understand that if any of the above information is found to be false, I will be liable for payment of all nonresident tuition charges from which I was exempted and may be subject to disciplinary action by the University.

<b>FULL NAME</b>	<b>STUDENT ID NUMBER</b>	<b>EMAIL ADDRESS</b>

<b>SIGNATURE</b>	<b>DATE</b>