



California Residency for Tuition Purposes

Santa Barbara City College bases residency determinations upon various regulations and instructions from California Education Code, Federal legislation and guidelines from the California Community College Chancellor's office. SBCC must first determine whether an individual's citizenship/visa status allows a student to establish domicile in the United States for fee purposes. If the individual's citizenship/visa allows establishment of domicile, then SBCC must determine physical presence and intent to make California the student's home of record. In both cases, students must provide original documents showing evidence of valid status and proof of at least one year and one day's physical presence in California coupled with intent to maintain California as their home. **Moving to California primarily to attend school does not constitute establishing California residence, regardless of the length of physical presence.**

There are essentially three conditions SBCC must examine for residency purposes:

- 1) **Legal Status** (US Citizen, Permanent Resident, Temporary Resident, Visa Status, etc. *Title 5 § 54045*)
- 2) **California Status** (Physical Presence and Intent to make California their home, *Title 5 § 54020 & 54022*)
- 3) **Financial Independence** (*Title 5 § 54032*)

If you have previously attended SBCC as a non-resident and are now eligible for resident status, you must submit the *Student Affidavit Residency Reclassification* together with documentation proving residency. Please note: incomplete Affidavits, or Affidavits without the required residency documentation will not be accepted. Affidavits are reviewed by appointment only. You must secure an appointment prior to the deadline.

The complete reclassification affidavits and required documentation must be submitted by the Friday prior to the start of the semester the student is seeking reclassification.

- Students who have questions regarding the Affidavits or who are ready to submit a completed Affidavit and all required documentation may contact Rosa I. Ruiz by email at riruiz@sbcc.edu to make an appointment.

It should be noted, the burden rests with the student to provide residency documentation. California Ed Code law gives SBCC the right to require information as deemed necessary (*Title 5 § 54026*). In addition, SBCC has the right to require information as deemed necessary to determine if the student has clearly established his/her residency for the purposes of tuition.

Financial Dependence: Please note that if a student remains financially dependent of a parent/guardian for tax purposes outside the state of California and/ or continues to receive financial support from a parent / guardian, this may weigh against finding California residence. Each student's residency classification is unique and it is reviewed as such. Before filling out the attached Residency Affidavit(s), students should discuss the information with parents, as there may be certain financial considerations that will affect them.

CALIFORNIA RESIDENCY DOCUMENTATION – CHECKLIST:

Students may establish residency by submitting all the following required documentation:

- California State taxes for the year prior to the start of term*
- A California issued driver's license or ID card**
- Proof of Physical Presence in the form of rental or lease agreement (all leases including current lease)**
- Residency reclassification Affidavit
- Notarized parent(s) affidavit(s) and taxes. If parents don't file a joint tax return, you must submit a notarized parent affidavit and taxes for each parent.

*Students who do not have California taxes must provide three documents (in addition to the above list) from the list below, **at least one of which must be a primary document.**

The burden of proof is on the student to clearly demonstrate both physical presence in California and intent to establish California residence. You are required to present evidence in accordance with Education Code Sections 68040 et. seq. The documents presented must be valid, readable, **DATED AT LEAST ONE YEAR AND ONE DAY BEFORE THE RESIDENCY DETERMINATION DATE FOR THE SEMESTER IN WHICH YOU ARE PLANNING TO ATTEND, AND BE PROPERLY IDENTIFIED WITH RESPECT TO STUDENT NAME AND ADDRESS.

PRIMARY DOCUMENTS:

- Registering to vote & voting in CA – <http://www.sbcassessor.com/Elections/VoterRegistrationLookup.aspx>
<http://www.sbcassessor.com/AMIRegistered/>
- Licensing from CA for professional practice
- Carrying on of business or employment in CA
- Vehicle registration in CA
- Recipient of CA state services
- Current W-2 Form showing CA address

SECONDARY DOCUMENTS:

- Ownership of residential property as primary residence
- Maintaining active checking/savings accounts in CA Banks
- Selective service registration with CA address
- Federal Taxes showing CA address
- Utility bills (electricity, phone, water or renter's insurance)
- Notarized affidavit from landlord stating length of residence

FOR OFFICE USE ONLY

Complete packet Received: _____

Classified as: California Resident California Resident –Conditional Approval Remains as Non-resident

Approving Signature: _____ Date: _____

Comments:



Residency Reclassification Affidavit

Fall _____

Spring _____

Summer _____

Please submit the questionnaire with all pertinent residency documentation. Incomplete questionnaires and/or questionnaires without documentation will be returned to the student.

(1) NAME (please print): _____
LAST FIRST MIDDLE

ADDRESS: _____
NO. STREET CITY STATE ZIP

STUDENT ID #: K00 _____ DATE OF BIRTH: _____ PHONE: _____ EMAIL _____

This information is deemed relevant and necessary to properly determine residency for tuition purposes pursuant to Education Code Section 68041. Failure to answer all questions may cause you to be classified as a non-resident. You are required to furnish documentation in support of your responses.

RELEASE OF INFORMATION: If you would like us to be able to discuss your residency information with a third party (parents etc.) please provide written documentation stating who we may discuss this information and how we may discuss it with them (in person, phone, email, etc.) attached to this document.

LEGAL STATUS

(To establish residency you need to be a US Citizen, a permanent resident, an applicant for permanent resident status, or possess a visa that does not preclude establishing domicile in the U.S.)

(2) Please mark your information below:

U.S. Citizen

Permanent Resident Number: _____ Issue Date: _____ Exp Date: _____

Refugee/Asylee Date Issued: _____

Current Visa Status: _____ Issue Date: _____ Exp Date _____

(3) Do you hold any of the following visas? (check below)

- | | | |
|------------------------------|------------------------------|----------------------------------|
| <input type="checkbox"/> B | <input type="checkbox"/> H-3 | <input type="checkbox"/> P |
| <input type="checkbox"/> C | <input type="checkbox"/> J | <input type="checkbox"/> Q |
| <input type="checkbox"/> F | <input type="checkbox"/> M | <input type="checkbox"/> TN / TD |
| <input type="checkbox"/> H-2 | <input type="checkbox"/> O-2 | |

(4) Or have you held any of the above visas in the last two years? Yes No

(Note: Verification is required. You must present proof of status)

AB540 – Nonresident Tuition Exemption:

(18) Did you attend a California high school for 3 years and graduate from a California high school or obtain the equivalent thereof, such as GED, Certificate of Proficiency, or Certificate of Completion? Yes No

School: _____ Graduation Date: _____

FINANCIAL INDEPENDENCE:

If you are an adult student and your parents are not California residents, you must demonstrate financial independence, along with physical presence and intent. If your parents are not residents of California, you will be required to be financially independent in order to be a resident for tuition purposes. Dependent children of California residents who do not meet the physical presence are entitled to resident classification during the first year they are physically present in California; however, student must establish California residency thereafter.

(19) Were you claimed as an exemption for state and/or federal tax purposes by your parent(s) in either or both of the past two calendar years? Yes No

(20) Did you receive or will you receive more than 50% of your income as financial assistance from your parent(s) in either or both of the past two calendar years? Yes No

(21) Do you have California W-2 forms with California address? Yes No

(22) What is your source(s) of financial support for the past year? Provide the name of source (e.g. employment, loans, education trust fund, etc.): _____

(23) Did you live more than six weeks with your parent(s) during either or both of the past two years?
 Yes No

(24) Do your parents live or work in CA? Yes No

(25) Are your parents divorced/separated? Yes No
If "yes", please submit a notarized parent affidavit for each parent and taxes
If "yes", please indicate the city and state of where each live:

Mother: _____ Father _____
City, State City, State

PLEASE NOTE: YOUR RESIDENCY RECLASSIFICATION AFFIDAVIT MUST BE SIGNED

I, the undersigned, declare under penalty of perjury under the laws of the State of California the information and the documentation I have provided on this form is true and accurate. FURTHER, I UNDERSTAND FALSIFICATION OR FAILURE TO REPORT CHANGE IN RESIDENCE MAY RESULT IN MY DISMISSAL FROM THE COLLEGE. I further understand that all materials submitted by me for the purpose of residency reevaluation become the property of Santa Barbara City College. I understand that falsification, withholding pertinent data, or if I fail to report changes in residency I may be liable for payment of all nonresident charges from which I was exempted and may be subject to disciplinary action including dismissal from Santa Barbara City College.

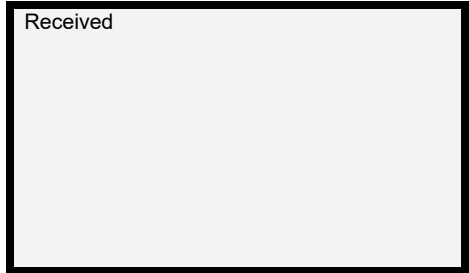
(26) Student Signature: _____ Date: _____



Admissions and Records

721 Cliff Drive,
Santa Barbara, CA 93109

(Fax)805-962-0497



Parent Affidavit Residency Reclassification

STATE OF _____ COUNTY OF _____

I, _____, do declare that, if

called as a witness, I could competently testify as follows:

- 1. That I am the parent of _____, a student at Santa Barbara City College.
2. That I am a resident of the state of _____*
3. That I have not declared my daughter/son as an exemption for federal and state income tax purposes since calendar year _____. I attach copies of my federal and state income tax returns/tax transcripts as verification of this fact. I will not claim her/him as an exemption for federal and state income tax purposes for the tax filing year prior to enrollment.
4. That I have not provided more than 50% in financial assistance to my daughter/son since calendar year _____, and I will not provide more than 50% in the current tax filing year or in the upcoming tax year.
5. That my daughter/son has not lived in my home for more than six weeks in any calendar year since _____, and she/he will not live in the current tax filing year or in the upcoming tax year.

Signature

* If you have been a resident of California for at least one year and one day prior to the start of the semester and claim your daughter/son as a dependent for income tax purposes, your daughter/son is entitled to California residency for tuition purposes. Please provide evidence as to dependency status.

To be signed by a Notary Public

Subscribed and sworn to before me

On _____, 20_____

At _____(state)

_____ (country)