

PROCEDURE NAME: 5.1.2.A Residency Determination (for Military Personnel and Dependents)

Reference: Title 5, Section 55758, 54041, 54042

Note: This procedure is required. It addresses the Chaffey Policy: Policy Category 5: Student Services, 5.1.2.A Residency Determination (for Military Personnel and Dependents)

Purpose: *To determine a process of assigning residency to military personnel.*

1. A student who is a member of the armed forces of the United States stationed in California on active duty is entitled to resident classification for the period of time in which he/she is on active duty (verified by orders) to this state. This classification is temporary military resident, for the purpose of tuition only, until such time as the student establishes his/her own state residency.
2. An undergraduate student who is a natural or adopted child, stepchild, or spouse who is a dependent of a member of the armed forces of the United States stationed in California on active duty shall be entitled to resident classification for the period in which the service person remains on active duty assigned (verified by orders) to this state. This classification is temporary resident, for the purpose of tuition only, until such time as the student establishes his/her own state residency.
3. A student who was a member of the armed forces of the United States stationed in California on active duty for more than one year immediately prior to being discharged from the armed forces is entitled to resident classification for the length of time he/she lives in California after being discharged, up to the minimum time necessary to become a resident.
4. A student who was a member of the armed forces of the United States stationed in another state or foreign country, immediately prior to being discharged from the armed forces, is entitled to temporary resident classification for the period of one year from the date of discharge to allow a grace period for the minimum amount of time necessary to reestablish residency, if the Home of Record on the Discharge papers is California, and the student established residency in another state for the purpose of taxes while on active duty.
5. A student who was a member of the armed forces of the United States stationed in another state or foreign country, immediately prior to being discharged from the armed forces, is entitled to resident classification, if the Home of Record on the Discharge papers is California, and the student never established residency in another state or country while on active duty.

6. A student claiming the residence classifications provided for in this procedure must provide evidence of the date of the assignment to California (i.e., official orders), either for him/herself or of the qualifying service person, or qualifying Discharge papers (DD214). [Title 5, Sections 54041, 54042]