

AB 540 Requirements and Resources for Undocumented Students

Fall 2023 Counselor Conferences



Residency for Tuition Purposes

The determination of residency for tuition purposes affects whether a student pays in-state or out-of-state tuition fees.

Out-of-state tuition fees are higher than in-state tuition fees.

Just because a student is or has been a resident of the State of California does not mean that they qualify to receive the in-state tuition rate.



California Education Code

- California Education Code
Section 68000-68134
- California Code of Regulations
Title 5, Sections 41900-41916



Admission Application Process



Admission Application Process

* Indicates required field.

- Citizenship/
Residency

AB540 Applicants
should select None

Applicants that reside in CA
should select Yes regardless
of US Citizenship status

US Citizenship

* Country of Citizenship

* Select the value that best describes your U.S. Citizenship

If you were born outside of the U.S., what year did you or will you move to the U.S.?

Residency

* What U.S. State/Possession do you regard as your permanent home?

* Do you claim California Residency?

Yes No

* Have you lived in California continuously since birth?

Yes No

* When did your present stay in California begin? MM/DD/YYYY

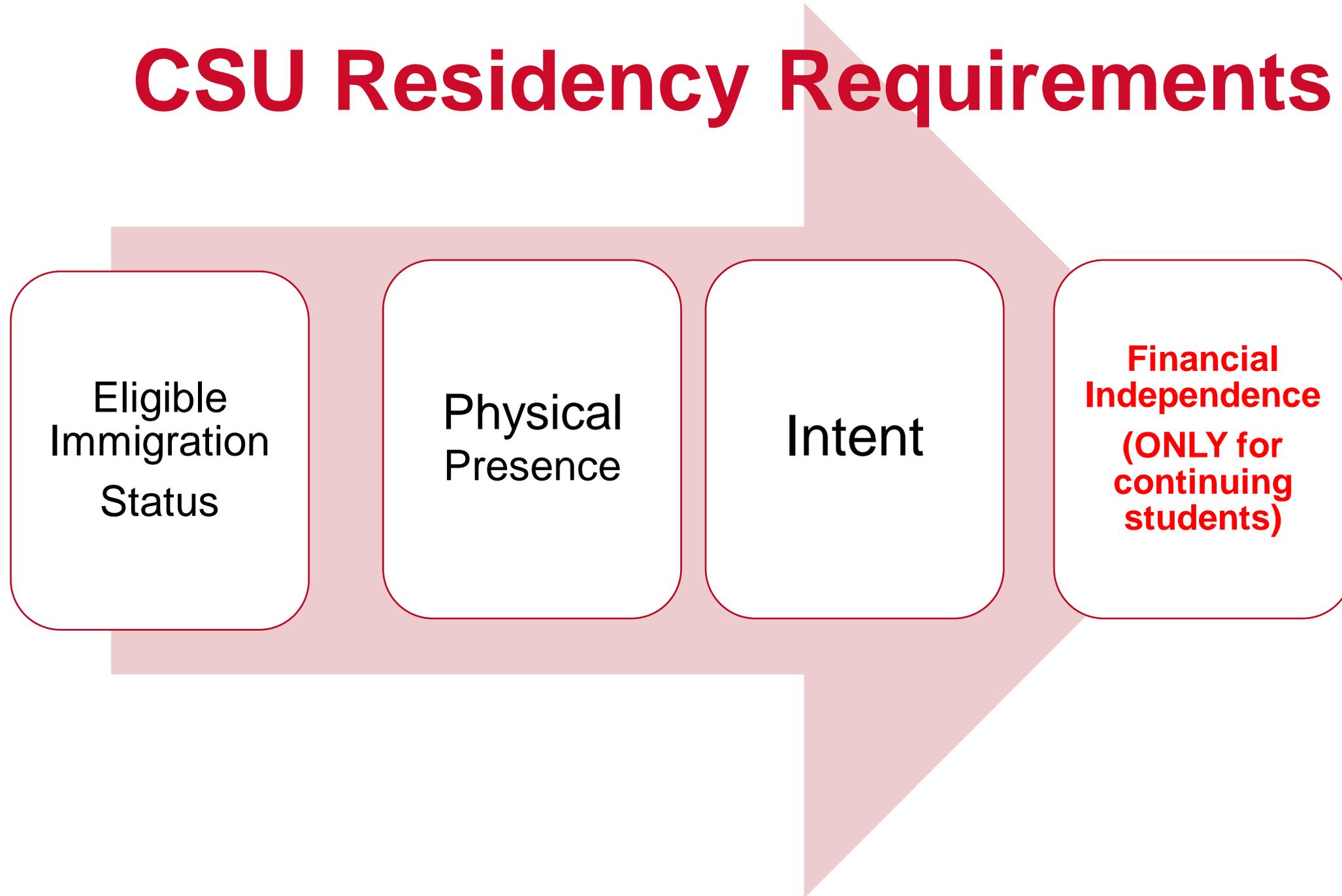
Save and Continue

Parent's Immigration Status

The parent or legal guardian's immigration status is not relevant unless the visa status is derived from the parent's visa.

For example, a student with an H-4 visa is dependent of an H-1 visa holder.

CSU Residency Requirements



Eligible
Immigration
Status

Physical
Presence

Intent

**Financial
Independence
(ONLY for
continuing
students)**

FIRST RESIDENCY REQUIREMENT

Eligible Immigration Status

- A student seeking to pay in-state tuition at a California State University campus as a first-time freshman, transfer or as a post-baccalaureate/graduate student must have an **eligible immigration status** to establish residency in the State of California to establish CSU residency for tuition purposes.
- Student must be a United States citizen, a permanent resident (Green Card holder), or hold a valid immigration status.
- The **Immigration and Nationality Act** allows certain immigration statuses to establish permanent residency in the United States, and therefore they are entitled to establish California residency for tuition purposes.
- Students must hold an eligible status at **least one year prior to the Residence Determination Date** in order to be considered eligible to establish California residency for tuition purposes.
- If a student does not qualify as a California resident, the student may be eligible for certain **exceptions and exemptions**.

Exceptions and Exemptions

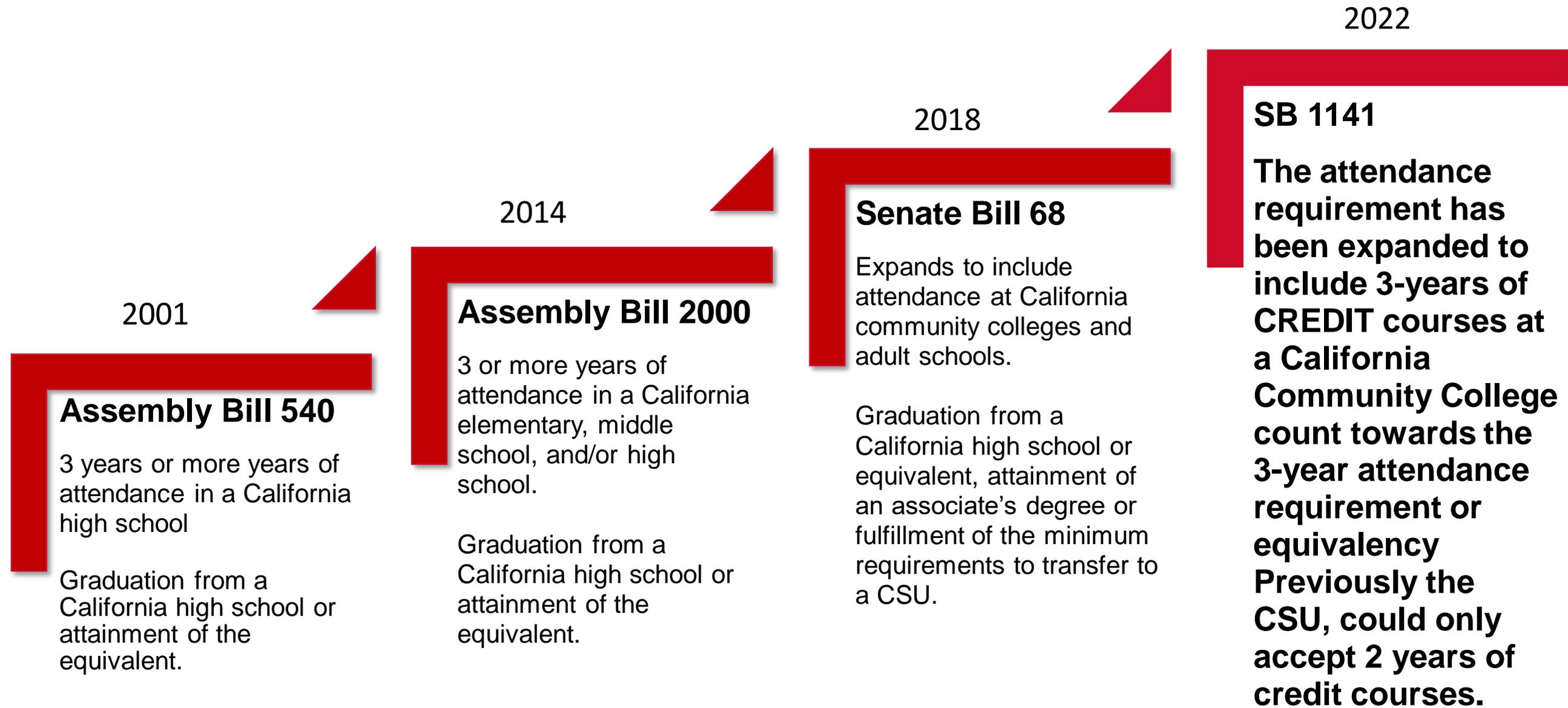


California Nonresident Tuition Exemption (AB 540 Residency Exception – **most common**)

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 (including Temporary Protected Status, DACA, asylum, Violence Against Women Act (VAWA), Humanitarian Parole [certain countries])
- T, U, Special Immigrant Visa Holders Only

Evolution of AB540



SB 1141

- Sponsored by the California Community Colleges
- Effective January 1, 2023
- Falls under the Nonresident Tuition Exception (commonly known as AB 540)
- To qualify for the exception, students can **complete 3-years of credit/noncredit courses or equivalency at a California Community College** to meet the attendance requirement.
- All full-time credit courses count toward the AB 540 requirement.
- *It removes the two-year cap on credit courses.*
- *A total of 72 (credit and noncredit courses)*
- *For some noncredit courses, there is no credit is issued, but still counts towards the 3 years of attendance. Noncredit courses issue a P = Pass S= Satisfactory*

AB540 Requirements

Attendance

3 years required or
equivalency

Attendance at a California elementary, middle school, high school

Attendance at a California adult school

Attendance at a California community college

Graduation

Graduation from a California high school or equivalency

Attainment of an associate degree at a California community college

Fulfillment of the minimum CSU transfer requirements at a California community college

Registration

Registration at a California public institution of higher education (i.e., CCC, CSU or UC)

Affidavit

Submission of the California Nonresident Tuition Exemption Form (Affidavit) and Transcripts

AB540 Requirements

Attendance Explained

Option 1

- Attended or attained noncredits/credits for the equivalent of 3 years or more at a combination of
 - California high school
 - California adult school
 - California Community College (72 units)

Option 2

- 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.

Forms



CSU Residence Questionnaire

- The CSU Residence Questionnaire is required to determine if the student is eligible for residency.
- Students must submit the completed form with supporting documents to the campus Admissions Office.
- If the student wants to be considered for a NEW term, a new Residence Questionnaire must be submitted to the campus.
- Please note whether the student is OVER or UNDER the age of 19 by the Residence Determination Date

AB 540 Questions

CSU RESIDENCE QUESTIONNAIRE

SUBMIT THE COMPLETED FORM TO THE CAMPUS OFFICE OF ADMISSIONS AND RECORDS

The information requested is deemed relevant and necessary to a proper determination of your residency status for tuition purposes pursuant to the California Education Code Section 68000 et seq. and California Code of Regulations 41900 et seq. Your completed application will help us determine your eligibility. Failure to answer all questions may cause you to be classified as a nonresident. You may submit additional information you believe will establish your California residency. Questions about residency requirements should be referred to a campus residence specialist. For CSU residency requirements, please visit the CSU Residency for Tuition Purpose website, www.calstate.edu/residency.

Instructions: Please complete a separate questionnaire for each campus. Only one term and one campus may be selected per questionnaire and all appropriate fields must be completed or questionnaire will be returned to you unprocessed. To successfully view and complete this fillable form, download the form and enter all the required information.

Classified as a nonresident for a previous term Yes. Please complete Part A, B, C, D (if applicable), and E (Continuing Student - a student enrolled in a previous term) No. Please complete Sections A, B, D (if applicable), and E (Newly admitted students only)

Term: Fall Winter Spring Summer Year _____ Campus _____

PART A: STUDENT INFORMATION

Name _____ StudentID _____
Last Name First Middle

Phone Number _____ E-mail _____

Birthdate ____/____/____ Birthplace _____
Month Day Year

Permanent Legal Address _____

City _____ State _____ ZIP _____

Did you attend a California school? Yes No (If yes, you may be exempt from payment of nonresident tuition under AB 540.)

Did you attend an online school offered in another state, but continued to reside in California?
 Yes No please list school _____ State _____

Did you attend an out-of-state school? Yes No

Did you pay non-resident fees? Yes No

Residence Determination Dates

PART D: EXCEPTIONS/EXEMPTIONS Military AB 540 *Other Exemptions/Exceptions _____ (choose applicable exception from www.calstate.edu/residency). If you are not eligible for resident classification, you still may be eligible for an exemption or exception from payment of nonresident tuition.

*Other exceptions/exemptions are limited to those listed at www.calstate.edu/residency

.....

www.calstate.edu/residency

PART C: IS ONLY FOR RECLASSIFICATION OF CURRENT STUDENTS WHO HAVE BEEN CLASSIFIED AS A NONRESIDENT IN A PREVIOUS TERM

Respond to all questions. If a question does not apply to you, use "n/a" to indicate that it is not applicable.

I have been classified as a nonresident in a previous term and I am requesting reclassification. Yes No

Has there been a change in your citizenship, permanent residency, visa or other status? Yes No If yes, please explain in the box below and provide documentation.

California Nonresident Tuition Exemption

- The California Nonresident Tuition Exemption form and affidavit is required
- Students must submit the exemption request and affidavit to the campus they will be attending.
- Students do not need to resubmit the exemption request and affidavit each year while enrolled at the same campus.
- The information on the affidavit is kept confidential, as required by law. Immigration has no access to student information.

Must meet one of these options

Applicants must meet at least one option in each column

CALIFORNIA NONRESIDENT TUITION EXEMPTION REQUEST

Education Code § 68130.5, as amended, commonly known as **AB 540**
Effective January 1, 2023

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. For additional information, please refer to www.calstate.edu/residency under Exceptions & Exemptions.

APPLICATION

I, (name of student) _____, 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 Columns A and B (must select at least one from each column):

Column A (Attendance Requirement)

- 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 (Graduation Requirement)

- 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. Full-time attendance at a California adult school is a minimum of 420 hours of attendance for each school year.

Nonresident Tuition Exemption Form

- Students must submit the California Nonresident Tuition Exemption Request form with official transcripts from all institutions previously attended in California by the last day of the term (this date is published in the campus academic calendar) to the campus Admissions Office.
- Any documents received after the last day of the term will be processed for the following term.
- If a student has a break in enrollment, the student will be required to resubmit a new form.
- All 23 CSU campuses accept students on “conditional admission” based on transcripts or work-in-progress. It is the applicant's responsibility to submit transcripts from all institutions previously attended in California. A final transcript will be requested before enrollment.

Deferred Action for Childhood Arrivals (DACA)

Federal process that defers removal action of an individual by U.S. Citizenship and Immigration Services (USCIS) for a specified number of years.

- University's enrollment and tuition policies are not based on DACA status.
- Enrollment, tuition and financial aid for students are not impacted by the ending of the program.
- State funding under the California Dream Act is not based on DACA status and will not change.



Financial Aid Dream Act



Dream Act – State Financial Aid Programs

- Cal Grant A and B
- Cal Grant A – Tuition Fees Only
- Cal Grant B – Tuition Fees and Access award (First Time Freshmen eligible only for access award)
- Middle Class Scholarship
- Chafee Grant– Foster Youth (requires an additional application)
- Dreamers Service Incentive Grant (requires an additional application)
- Golden State Teacher Grant (requires an additional application)

Dream Act – CSU Financial Aid Programs

- State University Grant
- Educational Opportunity Program Grant (must be an EOP student)
- California Dream Loan
- Campus and Systemwide Scholarships
- CSU Future Scholars
- Grad Equity Fellowship
- Doctoral Grant
- MBA Fee Grant

Additional Resources

For information visit:

Residency:

<http://calstate.edu/residency>

Undocumented Students:

<http://calstate.edu/resources-for-undocumented-students>

Free Immigration Services

CSU The California State University

RESIDENCY FOR TUITION PURPOSES

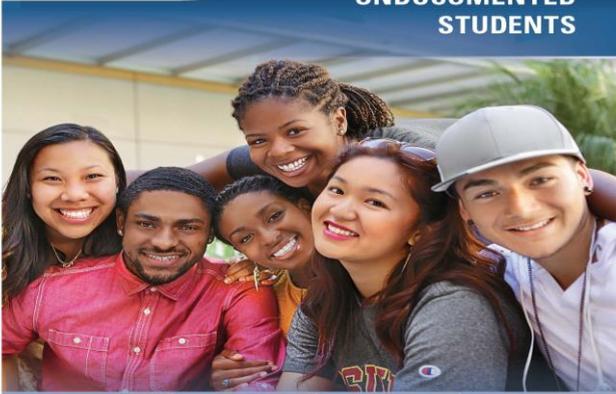


WHAT IS RESIDENCY FOR TUITION PURPOSES?
Learn more: calstate.edu/residency

CLASSIFICATION: DETERMINATION OF RESIDENCY What is the difference between an initial classification of residency and a reclassification?	EXCEPTIONS & EXEMPTIONS Students who are not classified as California residents for tuition purposes may qualify for an exception or exemption.	FILE A RESIDENCY APPEAL Students may submit an online appeal of their residence classification within 30 days, ONLY if certain criteria are met.	FORMS These documents enable you to share information about your residency status, file an appeal and more.
--	---	--	---

CSU The California State University

RESOURCES FOR UNDOCUMENTED STUDENTS



ADMISSIONS PROCESS Learn what's required for students seeking an AB 540/2000 exemption.	CAMPUS SUPPORT Each CSU campus offers support and resources for undocumented students.	FINANCIAL AID The California Dream Act allows undocumented students to apply for scholarships and financial aid.	LEGAL SUPPORT SERVICES Find out where to get legal assistance and services in your region.
---	--	--	--

Learn more: calstate.edu/resources-for-undocumented-students

AB 540 and Residency Eligibility Guide Residency, AB 540 and Financial Aid Options					
		Residency	AB 540 Nonresident Exemption	California Dream Act	Free Application for Federal Student Aid (FAFSA)
		Students must meet residency requirements: 1)Eligible immigration status 2) Physical Presence 3) Intent 4) Financial Independence (only continuing students)	Nonresident students who attended and graduated from a California school may meet the California State University (CSU) Nonresident Tuition Exemption. A copy of the student's official transcript must be submitted with the Nonresident Tuition Exemption form to the campus Admissions Office.	(e.g., Cal Grants, Student University Grant (SUG), Dream Loans, Dreamers Service Incentive Grant (DSIG)) If a student meets AB 540 requirements. The student may apply for California aid using the California Dream Act Application (CADAA).	(e.g., Pell grants, federal work-study, loans) The student may apply for aid using the Free Application for Federal Student Aid (FAFSA).
Status					
United States Citizen		X	X		X
Lawful Permanent Residents (LPR) and Conditional Permanent Residents	More Info	X	X		X
Undocumented must qualify for AB 540 Does not qualify for work authorization, but they can obtain an ITIN to file taxes	More Info		X	X	
Temporary Protected Status (TPS) Qualifies for work authorization and Social Security Number	More Info	X	X	X	
U Visa Holder (victim of certain crimes) Qualifies for work authorization and Social Security Number	More Info	X	X	X	
T Visa Holder (victim of human trafficking) Qualifies for work authorization and Social Security Number	More Info	X	X		X
Deferred Action Childhood Arrivals (DACA) Must Qualify for AB 540, Qualifies for work authorization and Social Security Number	More Info	X	X	X	

Asylum Seeker (status has not been granted) Does not qualify for work authorization, but they can obtain an ITIN to file taxes	More Info	X	X	X	
Asylum Granted 1-94 stating they have granted asylum Qualifies for work authorization and Social Security Number (SB 296)	More Info	X	X		X
Refugee Granted 1-94 stating they have granted asylum Qualifies for work authorization and Social Security Number (AB 343)	More Info	X	X		X
Special Immigrant Juvenile (Permanent Residency has not been granted or 1-485 has not been issued with 1-360) Qualifies for work authorization and Social Security Number	More Info	X	X	X	
Humanitarian Parole It is a temporary resident status that is allowed under INA §212(d)(5) (A) and provides that any noncitizens be admitted lawfully to the United States for a period of 2 years and is renewable.	More Info	X	X	X	
Violence Against Women Act of 1994 (VAWA) Qualifies to work authorization and SS	More Info	X	X		X



Resources for Undocumented Students

As a leader in higher education, the California State University is deeply committed to ensuring academic opportunities are available to all the state's students, regardless of citizenship status.

If you are an undocumented student, there are many resources available to you -- from grants, loans and scholarships to legal and campus support services.



Undocu Conference 2023

VIEW EVENT

CSUN

Division of Student Affairs

University Student Union

DREAM Center

Skip to Content | Accessibility | Directory | Calendar | A to Z | Webmail

HOME | CALENDAR | SERVICES | RESOURCES | ABOUT US



DREAM Center

A Part of the University Student Union at CSUN



- ABOUT US
- DSC SERVICES +
- POLICY AND LEGISLATION +
- IMMIGRATION LEGAL SERVICES
- FINANCIAL AID AND SCHOLARSHIP
- STUDENT RESOURCES +
- FACULTY AND STAFF RESOURCES +

CSULB Home > Student Affairs > Dream Success Center

Dream Success Center

Mission

The mission of the CSULB Dream Success Center is to provide holistic services, resources, and support to members of the Beach community impacted by immigration policy. The DSC commits to supporting the diverse undocumented student community by providing programs and initiatives that focus on academic support, mental health, career and professional development, and Identity exploration. We seek to empower the undocumented student experience by advocating for equity, promoting allyship, fostering partnerships, and creating dialogue of current issues.



Undocumented Student Success Center

Home | Resources | Get Involved | Legal Services



Give to DREAMers Center

Coyote Connection

Contact Us

Undocumented Student Success Center

Dreamers@csusb.edu
 (909) 537-5937
 SU-102B

- ASK A QUESTION
- CONTACT US
- SCHEDULE A DREAM CENTER APPOINTMENT
- SCHEDULE A LEGAL APPOINTMENT



UNIVERSITY STUDENT UNION
DREAM CENTER
 WHERE MATADORS BELONG

Location

DREAM Center
 (Located in the [University Student Union Building C](#))

18111 Nordhoff Street
 Northridge, CA 91330-8453
 (818) 677-7069

The DREAM Center of the University Student Union at CSUN is a welcoming resource center that provides resources and services to undocumented students, mixed status families, staff, faculty, allies and future undocumented students while fostering a more inclusive campus community. DREAM stands for Dreamers, Resources, Empowerment, Advocacy and Mentorship. You can meet with us by appointment or just walk in to our space at the USU.

- We provide** resources and services to help empower students so that they can become advocates during their educational trajectory.
- We increase** knowledge of the ever-changing political climate which affect students in their personal and professional lives.
- We believe** students thrive and undergo a transformation when they feel supported and empowered in their autonomies to confidently pursue their aspirations and goals



Commitment to Provide **FREE** Legal Services

Since 2019, the California Department of Social Services (CDSS) has allocated \$7 in direct legal services to the CSU.

How It Works

- ❑ Campus Dream Centers have dedicated staff assisting students who are undocumented and students from mixed-status families. The staff assists in coordinating all legal services on the campus.
- ❑ Consultations are confidential
- ❑ Appointment offered in-person or virtual



Priority of Services

We estimate that approximately 9,500 students are undocumented and receive AB 540 waivers across the 23 campuses.

Commitment to serving all groups.

- 1) Undocumented students
- 2) Students with other immigration statuses (mixed-status)
- 3) Staff and Faculty
- 4) Immediate family members of the current students
- 5) Incoming students (committed to attend)
- 6) Alumni (2 years)

Consult with an Immigration Attorney for Cases Victims of Crimes/Abused/Neglected/Abandoned by One or Both Parents

Victim of Criminal Activity

U

**Special Immigrant Juvenile Status
Students under 21 years**

SIJS

Victim of Human Trafficking

T

Questions

