

STUDENTS IN THE MILITARY

References: *Education Code Sections 68074, 68075, and 68075.5;*
Title 5 Sections 55023, 55024 54041, 54042, 54050, and 58620;
Military and Veterans Code Section 824

Residence Determinations for Military Personnel and Dependents

A student who is a member of the armed forces of the United States stationed in California on active duty, except a member of the armed forces assigned for educational purposes to a state-supported institution of higher education is entitled to resident classification.

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 this state on active duty shall be entitled to resident classification. Such student shall retain resident classification if he/she is thereafter transferred on military orders to a place outside of California, so long as the student remains continuously enrolled in the District.

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 shall be exempt from paying nonresident tuition, while he or she lives in this state and within two years of being discharged, An affidavit must be filed with the community college providing evidence of physical presence for one year immediately prior to being discharged in California and stating that he or she intends to establish residency in California as soon as possible.

A parent who is a federal civil service employee and his/her natural or adopted dependent children are entitled to resident classification if the parent has moved to this state as a result of a military mission realignment action that involves the relocation of at least 100 employees. This classification shall continue until the student is entitled to be classified as a resident, so long as the student continuously attends an institution of public higher education.

A student claiming the residence classification provided for in this procedure must provide a statement from the student's commanding officer or personnel officer providing evidence of the date of the assignment to California, and that the assignment to active duty in California is not for educational purposes. A student claiming the residence classification as a dependent of military personnel shall:

- Provide a statement from the military person's commanding officer or personnel officer that the military person's duty station is in California on active duty as of the residence determination date, or
- has been transferred outside of California on active duty after the residence

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- determination date, or
- military person has retired from active duty after the residence determination date.

Dishonorable Discharge

A former member of the Armed Forces of the United States who received a dishonorable or bad conduct discharge shall not be eligible for an exemption pursuant to section 68075.5 of the Education Code.

Withdrawal Policies for Members of the Military

A student who is a member of an active or reserve United States military service and who receives orders compelling a withdrawal from courses shall be permitted to withdraw upon verification of such orders. Some grade options require instructor agreement and the student is responsible for obtaining the appropriate forms and signatures. A withdrawal symbol may be assigned which may be a "W" or a "MW". Military withdrawal should not be counted in progress probation or dismissal calculations or in calculating the permitted number of withdrawals.

Student Responsibility to Withdraw and Be Eligible for a Refund

Each eligible student will submit a copy of his or her military orders along with a student petition to the Admissions and Records for approval. Through the petition process student will receive a credit/refund in the students account will be processed through Fiscal Services after the student petition has been approved by Admission and Records.