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SANTA BARBARA • SANTA CRUZ

# STATEMENT OF LEGAL RESIDENCE INFORMATION

#### **Basic Rule**

To be classified a California resident for tuition purposes, you must be a financially independent, adult resident of California for more than one year immediately prior to the residence determination date or a minor whose parents are California residents. The residence determination date is the day instruction begins at the last of the University of California campuses to begin instruction for the term.

#### **Establishing Residence for Tuition Purposes**

You may establish a residence in California for tuition purposes if you are a financially independent adult. You are not eligible to establish residence if you are an adult alien present in the U.S. with a nonimmigrant status that precludes you from establishing a domicile in the U.S. (including, but not limited to, B, F, H2, H3, J, TN, TD), or an alien without a legal immigration status. To establish residence you must be physically present in California with the intent to make California your permanent home, and you must demonstrate by your actions that you have given up your former residence to establish a residence in California. Once you have established your residence in California, you must reside in California for more than one year (366 days) before you will be eligible to be classified a resident for tuition purposes. If you are in California solely for educational purposes, you will not be considered to have established a residence for tuition purposes, regardless of the length of your stay. Your residence cannot be derived from your spouse, or from your parents unless you are a minor.

#### **Demonstrating Intent**

Your intent to be a California resident is judged by your actions. You must show, by the actions you take after you move to California, that you are present in California because you intend to reside here indefinitely, as opposed to being in California to go to school. Acts that may indicate your intent to make California your permanent home include, but are not limited to: establishing a home in California in which your personal belongings are kept; designating California as your permanent address on all records; registering to vote and voting in California elections; registering your vehicle in California and obtaining a California driver's license; paying California income taxes on all income since the date you moved to California; remaining in California during non-instructional periods; establishing bank accounts in California; and the absence of these and any other indications of residence in other states or countries during any period for which you claim California residence. If you delay in establishing your residential ties with California, the one year durational stay period will be extended until you have shown a concurrence of physical presence and intent to reside indefinitely for one full year.

#### **Financial Independence**

Unless you are supported by California resident parents, you must be financially independent to be classified a resident for tuition purposes. You are, by definition, financially independent if one or more of the following applies: (1) you are at least 24 years of age by December 31 of the year you request resident classification; (2) you are a veteran of the U.S. Armed Forces; (3) you are a ward of the court or both of your parents are deceased; (4) you have legal dependents other than a spouse; (5) you are married or a registered domestic partner, or you are a graduate or professional student and you were not/will not be claimed as an income tax deduction by your parents or any other individual for the tax year preceding the term for which you are requesting resident classification; or (6) you are a single undergraduate student who was not claimed as an income tax deduction by your parents or any other individual for the two tax years immediately preceding the term for which you are requesting resident classification, and you have been supporting yourself during those two years and the current year. Note: Graduate students who are graduate student instructors, teaching or research assistants, or teaching associates employed at 49% time or more (or awarded the equivalent in Universityadministered funds) in the term for which resident classification is sought, are not required to be financially independent.

### **Rules Applicable to Minors**

Generally, unmarried minors derive residence from their parents. If you are under age 18, your residence is the same as the residence of the parent with whom you live. Unless you are an alien who is in the U.S. on a nonimmigrant visa that precludes you from establishing a domicile in the U.S., once you become an adult (age 18), you may establish your own residence. Your residence for tuition purposes continues to be the same as that of your parents until you have been an adult resident of California for more than one year (and have fulfilled the other residency requirements). If you have a parent living, you cannot change your residence by your own act, by the appointment of a legal guardian, or by the relinquishment of your parents' right of control. If you live with neither parent, your residence is the same as the parent with whom you last lived. You can derive California residence from a parent if that parent satisfies the one-year duration and intent requirements.

#### **Exceptions to the Rules Applicable to Minors**

There are some exceptions to the rules above related to minors. If you are a minor and any of the following circumstances apply to you, you may be eligible to be classified a resident for tuition purposes: (1) you have a California resident parent and you move to California to begin residing with that parent prior to your  $18^{th}$  birthday, (2) your parents were California and enroll in a California public post-secondary institution within one year of your parents' departure, (3) you support yourself and you live in California for more than one year immediately prior to the term, (4) you have been living with and been supported by an adult other than your parents for more than two years immediately prior to the term.

#### **Exemptions from Nonresident Tuition**

The following categories of students may be entitled to an exemption from nonresident tuition: (1) members of the U.S. military stationed in California on active duty and their spouses and dependent children; (2) unmarried dependent children under age 21 and spouses of members of the UC faculty who are members of the Academic Senate; (3) unmarried dependent children and spouses of full-time UC employees who are assigned to work outside of California; (4) children and spouses of deceased public law enforcement or fire suppression employees killed in the course of their official duties who were California residents at the time of their death; (5) dependent children of California residents; (6) graduates of a California high school operated by the Federal Bureau of Indian Affairs; (7) credentialed employees of a California public school; (8) amateur student athletes training at the US Olympic Training Center in Chula Vista; (9) students who attended high school in California for three years and graduated from a California high school (or attained the equivalent), except students who are nonimmigrant aliens; (10) surviving dependents of California residents killed in the 9/11/01 terrorist attacks; (11) recipients of the Congressional Medal of Honor and their children under age 27. For more details about these exemptions see www.reg.uci.edu/

## **Incorrect Classification**

If you have been incorrectly classified as a resident, or incorrectly determined to be exempt from nonresident tuition, such errors will be corrected and you will be required to pay all nonresident tuition not paid. If you conceal information or furnish false information resulting in an incorrect determination, you may be subject to student disciplinary procedures. Resident students who have become nonresidents must immediately notify the campus Residence Deputy.

## **Inquiries and Appeals**

Inquiries regarding residence requirements, determination and exemptions should be sent to the Residence Deputy, 215 Aldrich Hall, Irvine, CA 92697-4975 or the Principal Legal Analyst, 1111 Franklin Street, 8<sup>th</sup> Floor, Oakland, CA 94607. NO OTHER UNIVERSITY PERSONNEL ARE AUTHORIZED TO SUPPLY INFORMATION REGARDING RESIDENCE REQUIREMENTS AND EXEMPTIONS.

YOU ARE CAUTIONED THAT THIS IS NOT A COMPLETE EXPLANATION OF THE LAW REGARDING RESIDENCE AND THAT CHANGES MAY HAVE BEEN MADE IN THE RESIDENCE REQUIREMENTS BETWEEN THE PUBLICATION OF THIS STATEMENT AND THE RELEVANT RESIDENCE DETERMINATION DATE. Any student may, following the final decision of the Residence Deputy, appeal a nonresident classification in writing to the Principal Legal Analyst within 30 days of notification of the Residence Deputy's final decision.

# Instructions For Completing The Statement Of Legal Residence

All students are required to file a Statement of Legal Residence form with the Office of the Registrar, regardless of whether classification as a California resident is requested. All new students are initially classified as nonresidents until a completed Statement of Legal Residence form is received, and classification as a California resident is thereafter approved. Those students who claim to be residents of California, but are determined to be nonresidents under University residence regulations, will be notified by mail of their nonresident classification following the final review of their Statement of Legal Residence form. Read and answer each question carefully. Remember to enclose all required photocopies and written explanations. Complete all sections of your Statement of Legal Residence form, and return it to the Registrar's Office promptly. *NOTICE: failure to provide complete and accurate information will result in a nonresident classification. Failure to submit a Statement of Legal Residence form for the term for which you have been admitted to the UCI campus will result in a block being placed on your future registration account.* 

At the top of your Statement of Legal Residence, please indicate the quarter and the year for which you have been admitted to UCI. In addition, please indicate whether you have been admitted as a new or returning student, and whether you are an undergraduate or graduate student.

**Step 1** Complete this section by printing the information requested in the spaces provided. **Note: Parent information refers to your natural** or adoptive parents only, and does not include stepparents or guardians unless expressly noted. If you are/will be 24 years of age by December 31st, you are not required to provide information regarding your parents, but you must respond to all questions regarding yourself.

For "person(s) with whom you live": If your parents are divorced or separated, and you spend time living with both of them, indicate the parent with whom you spend the majority of your time.

If you are a ward of the court, please provide documentation.

If a parent is deceased, enter only his/her name and the date and place of death in the space provided.

Step 2 Answer "yes" or "no" for you, your father and your mother.

For questions #2 and #3, the Resident Alien Card is sometimes referred to as a "Permanent Resident Card" or "Green Card." If you and/or your parents physically possess a valid Resident Alien Card, enter the "A" number(s) and the "date(s) awarded" in the spaces provided. You must attach a photocopy of both sides of the Resident Alien Card(s) that you, your father and mother currently possess. If you and/or your parents have applied for a Resident Alien Card, but have not yet received it, provide a photocopy of the Approval Notice for your immigrant petition (I-130 or I-140) and the Receipt Notice for your Application to Adjust to Permanent Resident Status (I-485) from the Immigration and Naturalization Service.

If applicable, indicate your visa type(s) in the space(s) provided for question #4. For example, A1-3, B1-2, C1-3, TROV, D, E1-2, F1-2, G1-5, H1-4, I, J1-2, K1-2, L1-2, M1-2, N8-9, NATO1-7, O1-3, P1-4, Q, R1-2, S5-6, TN (professionals), TD or V.

If you answer "yes" for you and/or your parents for question #4, and you claim to be a resident for tuition purposes, you must submit a photocopy of the picture page of your and/or your parents' passport(s) and the front and back of the I-94 Card(s).

**Step 3** For questions #5 and #6, answer "yes" or "no." If claim to be a resident of California, and answer "yes" for question #5 for you, your father and/or mother, you must provide the date(s) that indicate when California was first established as the permanent home. If you answer "no" for question #6 due to a temporary absence from California, you must provide the date(s) of return to California.

If you answer "no" to question #6 because you have never lived in California, simply leave the dates below question #6 blank.

If you answered "yes" to question #7, and you claim to be a resident of California, attach a written explanation describing the nature of your absence(s) from California. Your explanation should include your date(s) of departure from California, date(s) of return to California, and the reason for your absence(s) (e.g., vacation, employment, education, etc.).

**Step 4** For question #8, answer "yes" only if you have had the specific item for the entire preceding 12 months.

If you do not have an item at all, mark "no." If you do have an item, but have had it for less than 12 months, mark "no" and attach a photocopy of that item to your Statement of Legal Residence.

**Step 5** If you claim to be a resident of California, and answered "yes" to any of the items in question #12, attach a written explanation stating whether this item is currently maintained outside of California and, if so, why it is not maintained within California.

**Step 6** If you or the parent(s) upon whom you are dependent is a member of the U.S. military, currently stationed in California on active duty, answer "yes" for the appropriate question (#16 and/or #17).

**Step 7** Answer questions #19-24 for the current year, last year and two years ago. For question #21, indicate the source(s) of your financial support (e.g., employment, parents, financial aid, etc.) for the current and two previous calendar years.

#### **Student Signature required**

Carefully review your answers for Steps #1-7, and read the information in the "Signature Required" box. Sign your name, indicate today's date and your location in the spaces provided. Finally, detach this information sheet and submit your Statement of Legal Residence with all required documents to:

Office of the Registrar 215 Aldrich Hall University of California, Irvine Irvine, CA 92697-4975

#### Petition for Resident Classification (for continuing students)

If you are a continuing student who is classified as a nonresident for tuition purposes, and you believe that you will be eligible for resident status for a future quarter, you must submit a Petition for Resident Classification (not this Statement of Legal Residence form) to the Office of the Registrar, 215 Aldrich Hall, no later than the published deadline date for the quarter you wish to be classified as a California resident.

#### **Time Limitation for Providing Documentation**

If additional documentation is required for residence classification or for a tuition exemption, you will be allowed to submit documentation until the last day of the term for which residence classification is requested.

#### Questions?

You may visit our web site at: http://www.reg.uci.edu., or contact the Residence Deputy in the Office of the Registrar at (949) 824-6129 or e-mail Res-Dep@uci.edu.

# UCI Statement of Legal Residence

Term:	Fall Winter Spring		LagelStatus	For Residence Deputy's Use	CAResidency		
1868		Undergraduate Graduate	Legal Status		CAResidency		
PAREN	T INFORMATION IS NOT REQUIRED IF YOU ARE Your full legal name: last, first, middle	24 YEARS OF AGE OR OLDER	Student Identification	Number			
Step 1	Step 1			Social Security number			
USE INK PEN AND PRINT CLEARLY				Age			
				Yourphone number			
· · —	aim to be a California resident, check the box e considered for classification as a California		side.				
	Person(s) with whom you live: (check one)	Are you a ward of the court? yes no	Your marital status: (check on single		one)		
	father and mother father only mother only	Do you have legal dependents other than a spouse? pyes no	married	DateS	tate		
	other (specify)	Are you a veteran of the U.S. armed forces? yes no Are you a graduate of a California high school? ves no	divorced		tate		
	BIOLOGICAL OR ADOPTIVE FATHER'S full legal name		If deceased, enter	ner Date S date and place of de	eath.		
	His permanent home address: number, street, city, state	, zip code					
	BIOLOGICAL OR ADOPTIVE MOTHER'S full legal nam	e: last, first, middle	If deceased, enter date and place of death.				
	Her permanent Home address: number, street, city, state	e, zip code					
Step2 Comp	lete each question and attach all required photo	peoples.	Yourself	Your Father	Your Mother		
· · ·		"no" for #2, #3 and #4 ) 1		yes no	yes no		
2. Do you physically possess a <i>valid</i> Resident Alien Card? (permanent resident status)				yes no	yes no		
	ц						
· ·	# A#						
your mouler s7							
You mu	ust provide the A#, date awarded and a	attach a photocopy of both sides of the					
Permar	nent Resident Card(s) that you, your f	ather and your mother currently possess.					
3. Have you applie	ed for permanent resident status, but do not y	et have your Resident Alien Card?3	yes no	yes no	yes no		
		ation and Naturalization Service (INS)?		yes no	yes no		
	your visa type your father's visa type your mother's visa type						
You must attach a photocopy of the passport and both sides of the I-94 Card(s) that reflect the nonimmigrant visa status maintained by you, your father and your mother.							
renect	the noniningrant visa status maintai	ied by you, your lattier and your mother.					
Step3 Comp	plete each question and include dates.		Yourself	Your Father	Your Mother		
5. Have you consid	dered California to be your permanent home	for at least the entire preceding 12 months?	yes no	yes no	yes no		
date Californ	ia became your permanent home	/					
					<u>required</u> for classification as a		
date Californ	ia became your mother's permanent home	//California	resident				
6. Have you, your for the entire p	father and mother been physically present in receding 12 months? <i>(if you answer "no," you</i>	California continuously since birth or <i>u must provide dates below)</i> 6	) ves no	yes no	yes no		
	st recently returned to California						
date your fath	ner most recently returned to California	//					
date your mo	ther most recently returned to California	//					
<ol> <li>Have your, your father's and mother's physical absences from California exceeded a total time of 6 weeks during the preceding 12 months?</li></ol>				yes no	yes no		
time o	of absence exceeds 6 weeks within the p	bsences from California if the total time preceding 12 months. Specific dates provided for you and your parents.					
		· · ·					

Step 4 Mark "yes" for the items you have had for the <i>entire</i> preceding 12 months.	Yourself	Your Father	Your Mother
8. Have you had any of the following for the entire preceding 12 months?			
a) a valid California Driver License?a)	yes no	yes no	yes no
b) a valid California Identification Card? (issued by DMV for non-drivers)b)	yes 🗌 no	yes no	yes no
c) a motor vehicle registered with the State of California? c)	yes no	yes no	yes no
d) registration to vote in the state of California?d)	yes no	yes no	yes no
e) a checking account with a financial institution in California?e)	yes no	yes no	yes no
f) a savings account with a financial institution in California? f)	yes no	yes no	yes no
g) professional license(s) in California? (e.g., Physician, Nurse, Engineer, etc.)	yes no	yes no	yes no
You must attach a photocopy of each item in question #8 that you, your father and mother have had for <i>less</i> than one year.			
9. Did you or will you file a California Resident Income Tax Return this calendar year?	yes no	yes no	yes no
10. Did you file a California Resident Income Tax Return during the <i>last</i> calendar year	yes no	yes no	
11. Did you file a California Resident Income Tax Return <i>two</i> calendar years ago?			yes no
	yes no	yes no	yes no
Step 5 Mark "yes" for the items you have had at any time during the preceding 12 months.	Yourself	Your Father	Your Mother
12. Have you had any of the following at <i>any time</i> during the preceding 12 months?	Toursen		
a) a valid driver's license <i>outside</i> the state of California?a)	yes no	yes no	yes no
b) a valid state Identification card <i>outside</i> the state of California?b)	yes no	yes no	yes no
c) a motor vehicle registered <i>outside</i> the state of California?		yes no	yes no
d) registration to vote <i>outside</i> the state of California?d)	yes no	yes no	yes no
e) a checking account with a financial institution <i>outside</i> the state of California?e)	yes no	yes no	yes no
f) a savings account with a financial institution <i>outside</i> the state of California?f)	yes no	yesno	yes no
g) professional license(s) valid <i>outside</i> the state of California?	yes no	yes no	yes no
You must attach a written explanation for each item answered "yes" in question # 12 for you, your father and your mother.			
13. Did you or will you file a state income tax return with a state other than California this calendar year?	yes no	yes no	yes no
14 Did you file a state income tax return with a state <i>other</i> than California during the <i>last</i> calendar year?		yes no	
15. Did you file a state income tax return with a state other than California two calendar years ago?			yes no
	yes no	yes no	yes no
	1		
Step 6 Complete each of the following questions.	Yourself	Your Father	Your Mother
16. Are you, your father or mother a member of the U.S. military currently on active duty ?	yes no	yes no	yes no
17. If you answered yes for you, your father or mother on question #16, please indicate whether you, your father or mother is permanently stationed in California at the present time	yes no	yes no	yes 🗌 no
18. Do you have a spouse currently on active military duty who is stationed in California? Dyes D no			
STOP! FOLLOWING QUESTIONS AP		JRSELF ONL	1
Step 7         Complete each question as it applies to YOU this calendar year, last calendar year and two calendar years ago.	This Calendar Year	Last Calendar Year	Two Calendar Years Ago
19. Are you or will you be claimed as a dependent by an adult other than yourself for state or federal			
income tax purposes? (if you answer "YES," please indicate by whom: parents other.)	yes no	yes no	yes no
20. Are you financially independent?    20)	yes no	yes no	yes no
21. Describe your source(s) of financial support for the current and previous two calendar years:			
22. Have you been employed in the state of California?	yes no	yes no	yes no
23. Have you been employed <i>outside</i> the state of California?	yes no	yes 🗌 no	yes no
24. Have you attended a school <i>outside</i> the state of California?	yes no	yes no	yes no
SIGNATURE REQUIRED:			

I declare under penalty of perjury under the laws of the State of California that the statements on this Statement of Legal Residence and any attachments submitted by me in connection with the determination of my residence are, and each of them is, true and correct. Signature:

Signed	in	(citv	county,	state)	
oignea		(City,	county,	State	

PRIVACY NOTICE: All of the information requested on this Statement of Legal Residence is required (by the authority of Standing Order 110.2 (a)-(d) of The Regents of the University of California) for determining whether or not you are a legal resident for tuition purposes. Your classification cannot be processed without this information. The Office of the Registrar on campus maintains the requested information. You have the right to inspect your University records containing the residence information requested on this form.

Date: