

ADMINISTRATIVE PROCEDURE 5013 STUDENTS IN THE MILITARY**A. Residence Determinations for Members of the Armed Forces and Dependents**

1. A student who is a member of the armed forces of the United States stationed in California, except a member of the armed forces assigned for educational purposes to a state-supported institution of higher education, is entitled to resident classification. Such student shall retain resident classification in the event that the member of the armed forces is thereafter transferred on service orders to a place outside of California or thereafter retires from active duty, so long as the student remains continuously enrolled in the District.
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 this state on active duty and is in attendance at, or has been admitted to the District shall be entitled to resident classification. Such student shall retain resident classification if he/she is thereafter transferred on service orders to a place outside of California, so long as the student remains continuously enrolled in the District.
3. A veteran who was discharged or released from at least 90 days of active service commencing on or after July 1, 2015, and his/her dependents, regardless of the veteran's state of residence is entitled to resident classification.
4. 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 an armed forces 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.
5. An individual who is the child or spouse of a person who, on or after September 11, 2001, died in the line of duty while serving on active duty as a member of the Armed Forces who resides in California is entitled to resident classification.
6. An individual who is entitled to transferred Post-9/11 GI Bill program benefits by virtue of their familial relationship to a member of the uniformed services who is serving on active duty is entitled to resident classification.
7. A student claiming the residence classifications 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 classifications provided for here for the dependent of armed forces personnel shall provide a statement from the service person's commanding officer or personnel officer that the service 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 determination date, or that the service person has retired from active duty after the residence determination date. (Title 5 Sections 54041 and 54042)

B. Withdrawal Procedure for Members of the Armed Forces

A student who is a member of an active or reserve United States armed forces service and who receives orders compelling a withdrawal from courses shall be permitted to withdraw upon verification of such orders. A withdrawal symbol may be assigned which may be a "W" or a "MW." Service withdrawal shall not be counted in progress probation, dismissal calculations, or in calculating the permitted number of withdrawals. In no case may a service withdrawal result in a student being assigned an "FW" grade. In no case may a college require a student who is required to report for service duty to withdraw from a course by a specified date in order to receive a full refund of the tuition and fees the

student paid to the college for the academic term in which the student was required to report for armed forces service.

References:

Education Code Sections 68074, 68075, 68075.5, and 68075.7
Title 5 Sections 55023, 55024 54041, 54042, 54050, and 58620
Military and Veterans Code Section 824 38
U.S. Code Section 3679

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