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**Date:** July 21, 1993  
**To:** Presidents  
**From:** Barry Munitz *B. Munitz*  
Chancellor  
**Subject:** Delegation of Authority to Approve International Student Exchanges, Tuition Waivers for International Students, and Tuition Waivers for Nonresident U.S. Graduate Students—Executive Order No. 605

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This Executive Order, superseding Executive Order 421, delegates authority to campus presidents (1) to initiate and conclude international student exchange agreements, pursuant to Section 89705 (b) of the Education Code, and (2) to implement nonresident tuition waivers, under certain conditions assuring conformity with Sections 89706 and 89707 of the Education Code. The nonresident tuition waivers may be granted to international students at the undergraduate and graduate levels and to U.S. graduate students. (In accordance with recent legal advice on the interpretation of Section 89707, nonresident tuition may be waived for graduate students who are citizens or permanent residents of the United States but not residents of California if they are employed by a state university at least twenty but fewer than forty hours per week or are enrolled for ten or more units.)

Prior to 1993-94, the Chancellor's Office distributed to campuses tuition waivers for international students. The total distributed corresponded to the tuition revenue for 100 FTES. The reduction in expected tuition revenue was incorporated into campus budgets, while the students for whom tuition would be waived were counted in enrollment-related budget formulas generating state support. CSU budgeting methodology will no longer include an annual distribution of tuition waivers. Campus base budgets incorporate such funding as was indirectly associated in 1992-93 with these waivers. Within the limits imposed by the Education Code, campuses may now decide how many waivers of nonresident tuition to grant. If a campus projects waivers beyond the 1992-93 amount, it will have to make corresponding adjustments in expenditures.

Campuses are encouraged to develop appropriate policies and procedures to implement the authority delegated.

In accordance with the policy of The California State University, the campus President has the responsibility for implementing Executive Orders, where applicable, and for maintaining the campus repository and index for all Executive Orders.

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**Distribution:** Vice Presidents, Academic Affairs  
Associate Vice Presidents/Deans of Graduate Studies  
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International Student Advisors  
Chairs, Campus Academic Senates  
Chancellor's Office Staff

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**Executive Order No.:** 605

**Title:** Delegation of Authority to Approve International Student Exchanges, Tuition Waivers for International Students, and Tuition Waivers for Nonresident U.S. Graduate Students

**Effective Date:** July 21, 1993

**Supersedes:** Executive Order No. 421

*This Executive Order is issued pursuant to Sections 89705 (b), 89706, and 89707 of the Education Code; Sections 41800.1 and 41912 of Title 5, California Code of Regulations; and Sections 1 and 2 of Chapter III of the Standing Orders of the Board of Trustees of the California State University. It is effective July 21, 1993. This Executive Order supersedes Executive Order No. 421.*

**I. International Student Exchanges (Education Code § 89705 (b))**

Campus presidents or their designees may initiate agreements with foreign institutions of higher education, governmental agencies, or nonprofit corporations or associations in order to enhance international goodwill and understanding through the exchange of students. Campuses may also participate in student exchange agreements entered into by a United States government agency or nonprofit corporation or organization with a similar foreign agency, corporation, or organization.

1. Campus presidents or their designees may waive nonresident tuition fees for foreign students attending a campus of the California State University under such an agreement if the following requirements are met:
  - a. The foreign institution, agency, corporation, or organization is domiciled in and organized under laws of a foreign country.
  - b. Any student receiving a waiver of tuition under such an agreement is a citizen and resident of a foreign country and not a citizen of the United States.
  - c. The agreement provides that comparable expenses are met or waived by or on behalf of the foreign entity entering into the agreement. Comparable expenses may be provided in the form of matching tuition waivers at a foreign educational institution, provision of services, or a combination thereof.
2. Acceptable methods of paying fees other than nonresident tuition include the following:
  - a. The foreign student pays the fees on the California State University campus, and the California student pays like fees on the foreign campus.
  - b. The California student pays fees at the home campus, and the foreign student pays like fees at the foreign campus.
  - c. Fees are paid from a non-state source.

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3. International student exchange programs are hereby designated special programs, applicants for which are not required to pay application fees pursuant to subdivision (d)(4) of Section 41800.1 of Title 5, California Code of Regulations.
- II. Waiver of Tuition for Nonresident Students Not Participating in an International Student Exchange (Education Code § 89706 and § 89707)
1. Campus presidents or their designees may waive nonresident tuition fees for individual students who are attending a campus of the California State University and who display exceptional scholastic ability and prior scholastic achievement if any of the following sets of requirements is met:
    - a. The student is a citizen and resident of a foreign country and is enrolled as an undergraduate student in a course of study of no fewer than ten semester or quarter units. (Education Code § 89706)
    - b. The student is enrolled as a graduate student in a course of study of no fewer than ten semester or quarter units. (Education Code § 89707)
    - c. The student is enrolled as a graduate student and is employed by a state university less than full time but at least twenty hours per week. (Education Code § 89707)
  2. A waiver granted pursuant to this section may encompass all or part of the nonresident tuition fees.
  3. The number of waivers authorized by this executive order for undergraduate students at a campus of the California State University pursuant to subsection (II)(1)(a) above shall not exceed 7.5% of the undergraduate students at the campus who are citizens and residents of foreign countries. (Education Code § 89706)
  4. The number of waivers authorized by this executive order for graduate students at a campus of the California State University pursuant to subsections (II)(1)(b) and (II)(1)(c) above shall not exceed 25% of the graduate students at the campus who are not residents of California. (Education Code § 89707)

July 21, 1993

  
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Barry Munitz, Chancellor