

Immigration Statuses

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 before the Residence Determination Date** to be considered eligible to establish California residency for tuition purposes.

- Permanent Residents (i.e., Green Card Holders)
- Applicants For Permanent Resident Status
- Non-Citizens Granted Conditional Or Temporary Resident Status
- Asylees (Persons Granted Asylum)

Applicants for Asylum

- Refugees
- Non-Citizens Granted Withholding Of Deportation
- Non-Citizens Granted Extended Voluntary Departure
- Non-Citizens Granted Temporary Protected Status

Applicants for Temporary Protected Status (TPS)

- Non-Citizens Granted Voluntary Departure Under The Family Unity Program
- Non-Citizens Classified As NATO-1 Through NATO-7 And Their Dependents
- Non-Citizens Granted Cancellation of Removal

Applicants for Cancellation of Removal

- Public Interest Parolees (PIP)
- Non-Citizens who have been granted Deferred Action (DACA)

United States Nationals

- Citizens of American Samoa, Guam, Puerto Rico, Northern Mariana Islands, United States Virgin Islands
- CFA/MIS - Compact of Free Association: Republic of The Marshall Islands
- CFA/FSM -Compact of Free Association: The Federated States of Micronesia
- CFA/PAL -Compact of Free Association: Palau

Nonimmigrant Visas Holders

The following Nonimmigrant Visa categories can establish California residency for tuition purposes:

Purpose	Visa Category
Diplomat or foreign government official	A-1, A-2, A-3
Treaty trader/treat investor	E-1, E-2, E-3
Specialty Occupations in fields requiring highly specialized knowledge	H-1, H-1B, H-4
An employee of a designated international organization or NATO	G-1, G-2, G-3, G-4, G-5
Media, Journalist	I
Fiancé(e) to marry U.S. Citizen & live in the U.S. Children of K-1 fiancé visa holder (K-2)	K-1, K-2
Spouse of a U.S. Citizen awaiting approval of an I-130 immigrant petition. Children of a K-3 spouse visa holder	K-3, K-4
Intracompany transferees who work in managerial or executive positions	L-1, L-2
Special circumstances recognized by the North Atlantic Treaty Organization	N-1, N-2
Foreign national with extraordinary ability in Sciences, Arts, Education, Business or Athletics(IF the O-3 is a dependent of an O-1 visa holder)	O-1, O-3
A temporary religious worker employed at least part-time by a bona fide nonprofit religious organization in the United States to work solely as a minister, in a religious vocation, or a religious occupation.	R
A person who assists U.S. law enforcement in investigating and prosecuting crimes and terrorist activities.	S
Victim of Criminal Activity	T
Victim of Human Trafficking	U

Spouse and children of a lawful permanent resident (allows families V
to stay together while waiting to process immigration status)

Children are generally eligible for a derivate status until 21 years of age if unmarried.