

OHLONE COMMUNITY COLLEGE DISTRICT

MEMORANDUM

TO: Board of Trustees

FROM: Doug Treadway

DATE: January 12, 2005

SUBJECT: Approval of Resolution No. 10/04-05
Establishing a Nonresident Tuition Fee for Fiscal Year 2005-2006

Pursuant to the provisions of Education Code Section 76140, each community college district shall establish a nonresident tuition fee by February 1 of each year for the succeeding fiscal year. Each district has five rationales possible for establishing the fee:

1. Statewide Basis
2. District Basis
3. District Basis with 10% or more noncredit FTES
4. No more than a contiguous district (San Jose Evergreen, West Valley-Mission, Chabot - Las Positas)
5. No more than District Basis; No less than Statewide Basis

The attached Resolution No. 10/04-05 sets the District's nonresident tuition fee at \$151 per semester unit. The rationale for this recommendation is number 1 above.

Education Code Section 76141 (a) (added by Assembly Bill 2055, Chapter 853, Statutes of 1991) further authorizes each district to "charge nonresident students who are both citizens and residents of a foreign country an additional amount not to exceed the amount that was expended by the district for capital outlay in the preceding fiscal year divided by the total full-time equivalent student in the preceding year." Any fee charged for capital outlay cannot exceed 50 percent of the nonresident tuition fee established by the district. In addition, any fee collected pursuant to Education Code Section 76141 must be expended for capital outlay purposes.

The staff's recommendation for the appropriate 2005-2006 capital outlay fee is \$18 per semester unit.

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Pursuant to Education Code Section 76142, districts are also authorized to charge nonresident applicants who are both citizens and residents of a foreign country a processing fee not to exceed \$100 for the actual cost of processing an application and other documentation required by the federal government. Staff is recommending that the District continue its existing \$100 processing fee, and that this fee be deducted from the regular tuition fees at the time of the student's actual enrollment.

RECOMMENDATION:

The President/Superintendent recommends that the Board of Trustees approve Resolution No. 10/04-05, which establishes the Nonresident Tuition Fees for Fiscal Year 2005-2006, beginning with the Fall Semester.

Attachments