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AB-1346 Public postsecondary education: residency: dependents of members of the Armed Forces: reenrollments. (2025-2026)

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Date Published: 02/21/2025 09:00 PM

CALIFORNIA LEGISLATURE— 2025–2026 REGULAR SESSION

ASSEMBLY BILL

NO. 1346

Introduced by Assembly Member DeMaio

February 21, 2025

An act to amend Section 68074 of the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1346, as introduced, DeMaio. Public postsecondary education: residency: dependents of members of the Armed Forces: reenrollments.

Existing law requires the California State University, and requests the University of California, to require each campus in their respective systems to grant students the right to reenroll in their baccalaureate degree program after withdrawing or stopping out, if the student was in good academic standing with the university.

Existing law establishes uniform student residency requirements for purposes of ascertaining the amount of tuition and fees to be paid by students of public postsecondary educational institutions. Existing law entitles a student to resident classification for the purpose of determining tuition and fees if the student is a member, or 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 the state on active duty, except as specified.

Existing law prohibits a student who is attending, or has been admitted to, a public postsecondary educational institution from losing their resident classification if they are continuously enrolled at that institution and a dependent of a member of the Armed Forces of the United States, even if that member is (1) thereafter transferred on military orders to a place outside this state where the member continues to serve in the Armed Forces of the United States, or (2) thereafter retired as an active member of the Armed Forces of the United States.

This bill would extend the prohibition against losing resident classification to those same student dependents of a member of the Armed Forces of the United States who are granted the right to reenroll even if the member of the Armed Forces has been transferred out of state or has retired from active duty.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 68074 of the Education Code is amended to read:

68074. (a) A 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 is entitled to resident classification only for the purpose of determining the amount of tuition and fees.

(b) If that member of the Armed Forces of the United States, whose dependent natural or adopted child, stepchild, or spouse is in attendance at, or has been admitted to, a public postsecondary institution, (1) is thereafter transferred on military orders to a place outside this state where the member continues to serve in the Armed Forces of the United States, or (2) is thereafter retired as an active member of the Armed Forces of the United States, the student dependent shall not lose ~~his or her~~ *their* resident classification so long as ~~he or she~~ *the student* remains continuously enrolled at that ~~institution.~~ *institution or is granted to reenrollment pursuant to Section 66208.*