PALO VERDE COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
AGENDA ITEM REQUEST

Meeting Date: January 20, 205

☒	Consent
☐	Action
☐	Information

AREA: Fiscal
RESOLUTION TITLE: Non-Resident Tuition Fee for 2015-2016

BACKGROUND:
Education Code Section 76140 requires each district governing board to establish the nonresident tuition fee no later than February 1 for the succeeding fiscal year.

FISCAL IMPLICATIONS:
The non-resident fee will be increased by 10.57% which when applied to last year's fees would equal an additional $1319 in revenue.

RECOMMENDATION:
Russi Egan, CBO, recommends approval.

Administrator Initiating Item:	College Council/Full Admin Review Date:
Russi Egan	

STATE OF CALIFORNIA BRICE W. HARRIS, CHANCELLOR

CALIFORNIA COMMUNITY COLLEGES
CHANCELLOR'S OFFICE
1102 Q STREET, 4TH FLOOR
SACRAMENTO, CA 95811-6549
(916) 445-8752
http://www.cccco.edu

Memorandum

December 11, 2014

Fiscal Services Memo 14-09
Via E-mail Only

TO: Chief Business Officers
Chief Instructional Officers

FROM: Mario Rodriguez, Assistant Vice Chancellor
College Finance and Facilities Planning

SUBJECT: 2015-16 Nonresident Fees need to be established by February 1, 2015

SYNOPSIS: Education Code (EC) Section 76140 requires each district governing board to establish the nonresident tuition fee not later than February 1 for the succeeding fiscal year.

Nonresident Tuition Fee. For determining your district's 2015-16 nonresident tuition fee, the 2013-14 statewide average expense of education was ***$5,734*** per full time equivalent student (FTES). The projected increase in the United States Consumer Price Index (USCPI) as determined by the Department of Finance is 2.2% for the 2014-15 fiscal year and 2.2% for 2015-16, for a compound factor of 1.044 against the 2013-14 statewide average expense of education ($5,734) yields an Average cost of ***$5,986*** per FTES for the tuition year, or ***$200*** per semester unit for a 30 unit semester term academic year. For districts on the quarter system, the 45 unit quarter term academic year results in ***$133*** per quarter term unit.

Nonresident Tuition Fee Options. EC 76140(e) enumerates seven options for a district to choose in setting its nonresident tuition fee. These options are reflected in the enclosed worksheet as the "basis for adoption." Options 1-3 are generally well understood, but for Option 4 ("*No more than contiguous district*") and Option 5 ("*No more than district, no less than statewide cost*"), please keep in mind the following specifics:

Option 4 '*No more than contiguous district*'. A review of the legislative history when this option was adopted confirms that this amount **must be *within*** the:

- **Fee** (not ***cost***) adopted by a contiguous district (***Maximum*** *amount for Option #4*);

  AND

- **Cost** of the lesser of (1) your district's average **cost** ***OR*** (2) the statewide average **cost** (***Minimum*** *amount for Option #4*).

Option 5 '*No more than district, no less than statewide cost*'. The ***maximum amount*** for this option is the district average cost, and the ***minimum amount*** for this option is the statewide average cost. **Only** an amount **between** these maximum and minimum amounts is allowed under this option.

Option 6 '*Highest Years Statewide Average Tuition*'. *(EC 76140(e)(1)(B)).* Use the greater of the succeeding year, the current year or any of the four prior year's statewide average nonresident tuition fee calculation, which is **$200 per semester unit** or **$133 per quarter unit** from **2013-2014**.

Option 7 '*No more than 12 Comparable States Average Tuition*'. *(EC 76140(e)(1)(E)).* No greater than the 2013-14 average nonresident tuition fee of public community colleges in a minimum of 12 states comparable to California in cost of living. This average is calculated to be **$380 per semester unit** or **$253 per quarter unit**.

Nonresident Capital Outlay Fee. Pursuant to EC Section 76141 a district **may** also charge to any nonresident student a capital outlay fee. The amount of the nonresident capital outlay fee has to be the lesser of:

- the amount that was expended by the district for capital outlay in the preceding fiscal year divided by the total full-time equivalent students of the district in the preceding fiscal year; **OR**
- 50% of the 2014-15 nonresident tuition fee adopted pursuant to EC 76140.

Processing Fee for Students from Foreign Countries. Pursuant to EC 76142 a district **may** charge each nonresident applicant a processing fee not to exceed the lesser of (1) the actual cost of processing an application and other documentation required by the federal government **OR** (2) $100, which may be deducted from the tuition fee at the time of enrollment.

Exemptions to these fees. Various exemptions to these fees are provided in the law. Please click on the following web links to EC Sections 76140-76143 and a related legal opinion to learn more about these exemptions:

http://Ed Code Non-Res

http://AB540 and Non-Res Capital Outlay Fee

Tuition Fee Worksheet. A worksheet for computing the nonresident tuition and capital outlay fees is enclosed. The comparable information for all districts used to derive the statewide average expense of education per FTES for 2013-14 is also enclosed for your reference.

ACTION/DATE REQUESTED: Please complete and return by **February 13, 2015** a copy of the enclosed worksheet and provide information on the 2015-16 nonresident tuition and capital outlay fees adopted by your district governing board by February 2015.

CONTACT: If you have any questions or comments regarding this memorandum, please contact Mike Yarber at (916) 327-6818; or myarber@cccco.edu. The office fax number is (916) 323-3057.

California Community Colleges

2015-16 Nonresident Fees Worksheet

Nonresident Tuition Fee Calculations for Options 1 through 7

2015-16 NONRESIDENT TUITION FEE (EC 76140)	(*Col. 1*) Statewide	(*Col. 2*) District	(*Col. 3*) 10% or More Noncredit FTES
A. **Expense of Education for Base Year** (2013-14 CCFS 311, Expenditures by Activity Report, AC 0100-6700, Cols: 1-3)	$6,692,314,329	$ 12,080,604	$
B. **Annual Attendance FTES** (Recal 2013-14)	1,167,090	1,419.86	
C. **Average Expense of Education per FTES** (A ÷ B)	$5,734	$ 8,508.31	$
D. **U.S. Consumer Price Index Factor** (2 years)	x 1.044	x 1.044	x 1.044
E. **Average Cost per FTES for Tuition Year** (C x D)	$5,986	$ 8,882.68	$
F. **Average Per Unit Nonresident Cost – Semester (*Qtr*)**	$200 ($133)	$ 296	$
G. **Highest year Statewide average – Semester (*Qtr*)**	$200 ($133)	$	$
H. **Comparable 12 state average – Semester (*Qtr*)**	$380 ($253)	$	$

Annual Attendance FTES includes all student contact hours of attendance in credit and noncredit courses for resident students, nonresident students and apprentices; however apprentice hours are divided by 525 to compute an FTES equivalent. Round tuition fee to the nearest dollar.

Column 3 is an option for use by a district with ten percent or more noncredit FTES *(Section 76140(e)(1)(A))*. If your district qualifies, then fill out this column with noncredit FTES and noncredit expense of education data excluded.

Nonresident Tuition Fee Calculations for Options 6 or 7

Option 6. The greater amount of the calculations of statewide nonresident tuition for 2011-12 through 2015-16 is $200 per semester unit or $133 per quarter unit (2013-14).

Option 7. The average of the nonresident tuition fees of public community colleges in 2013-14 of no less than 12 states comparable to California in cost of living is $380 per semester unit or $253 per quarter unit.

Requirement for Use of Option 6 or 7: The additional revenue generated by the increased nonresident tuition permitted under options 6 or 7 shall be used to expand and enhance services to resident students *(EC 76140(e)(2)*. Districts meeting one or more criteria below shall be considered in compliance with the requirements of EC 76140(e)(2). Please check all that apply:

- ☐ Revenue from nonresident tuition was less than 5% of total general fund revenue.
- ☐ Actual resident FTES was greater than funded resident FTES.
- ☐ Percent expenditures for counseling and student services were greater than statewide average (AC 6300 plus 6400 divided by AC 0100-6700, Cols. 1-3).
- ☐ Percent expenditures for instructional services were greater than statewide average (AC 0100-5900 divided by AC 0100-6700, Cols. 1-3.

Continue to next page ▶

▶ *Continued from previous page*

The district governing board at its _____, 20____ meeting adopted a **nonresident tuition fee** of $ _____ per semester unit or $ _____ per quarter unit.

Basis for adoption is (***place an X in one box only***).

- [X] **1. Statewide average cost, per column 1.**
- [ ] **2. District average cost, per column 2.**
- [ ] **3. District average cost with 10% or more noncredit FTES, per column 3.**
- [ ] **4. Contiguous district. _____. *(Specify district and its fee).***
- [ ] **5. No more than district average cost (Col. 2 or 3); no less than statewide average cost.**
- [ ] **6. Statewide average cost, from 2013-14 ($200 per semester unit; $133 per quarter unit).**
- [ ] **7. No more than average tuition of 12 states with cost of living comparable to California.**

NONRESIDENT CAPITAL OUTLAY FEE (EC 76141)

For districts electing to charge a **capital outlay fee** to **any** nonresident student, please compute this fee as follows:

a. Capital Outlay expense for 2013-14 $_____

b. FTES for 2013-14 _____

c. Capital outlay expense per FTES *(line a divided by line b)* _____

d. Capital Outlay Fee per unit:

1. Per semester unit *(line c divided by 30 units)* _____

OR

2. Per quarter unit *(line c divided by 45 units)* _____

e. 2015-16 Nonresident Student Capital Outlay Fee (not to exceed *the lesser of line d* ***OR*** *50% of adopted 2014-15 Nonresident Tuition Fee)* _____

The district governing board at its January 20, 20 15 meeting adopted a **nonresident capital outlay fee** of $ 200 per semester unit or $ 133 per quarter unit.

Upon adoption of nonresident tuition and/or capital outlay fees by your district governing board by February 1, 2015, please submit a copy of this report by *February 13, 2015* to:

California Community Colleges Chancellor's Office
Fiscal Services Unit
1102 Q Street, 4th Floor
Sacramento, CA 95811-6549 FAX (916) 323-3057

District Palo Verde Community College District

Contact Person Russi Egan

Phone Number & email (760) 921-5524 russi.egan@paloverde.edu

CALIFORNIA COMMUNITY COLLEGES
2015-16 Nonresident Tuition Fee
Based on 2013-14 Actual Expense of Education from CCFS-311
(AC 0100-6700, columns 1-3)

District Code	District	2013-14 Expense of Education*	2013-14 Total FTES**	2013-14 Expense Per FTES
610	Allan Hancock	51,161,535	9,603.39	5,327.45
620	Antelope Valley Joint	64,346,778	11,242.66	5,723.45
910	Barstow	13,326,788	2,661.76	5,006.76
110	Butte-Glenn	75,599,700	11,443.69	6,606.23
410	Cabrillo	65,617,148	10,343.20	6,343.99
810	Cerritos	89,068,440	17,239.76	5,166.45
480	Chabot-Las Positas	99,811,676	16,836.73	5,928.21
920	Chaffey	82,787,196	14,571.65	5,681.39
820	Citrus	60,611,371	11,875.04	5,104.10
830	Coast	180,857,358	34,257.36	5,279.37
710	Compton	30,572,123	6,145.64	4,974.60
310	Contra Costa	170,048,442	32,807.34	5,183.24
970	Copper Mountain	12,225,959	1,484.10	8,237.96
930	Desert	45,720,884	7,935.60	5,761.49
720	El Camino	109,097,165	19,409.26	5,620.88
120	Feather River	14,044,756	1,879.04	7,474.43
420	Foothill-DeAnza (quarter system)	186,138,316	32,032.06	5,811.00
440	Gavilan	32,087,893	5,270.14	6,088.62
730	Glendale	87,215,925	16,063.30	5,429.51
20	Grossmont-Cuyamaca	108,398,442	18,887.93	5,739.03
450	Hartnell	39,804,362	6,900.98	5,767.93
30	Imperial	40,237,424	6,671.10	6,031.60
520	Kern	106,328,099	19,315.75	5,504.74
220	Lake Tahoe (quarter system)	13,075,755	1,719.92	7,602.54
130	Lassen	12,284,048	1,578.32	7,782.99
840	Long Beach	102,195,466	20,222.04	5,053.67
740	Los Angeles	593,098,536	104,724.24	5,663.43
230	Los Rios	295,883,866	50,838.61	5,820.06
330	Marin	47,066,340	4,515.57	10,423.12
140	Mendocino-Lake	21,708,776	2,466.04	8,803.09
530	Merced	56,236,364	9,549.92	5,888.67
50	Mira Costa	85,282,904	11,304.60	7,544.09
460	Monterey Peninsula	39,921,352	6,690.84	5,966.57
850	Mt. San Antonio	150,820,709	30,494.44	4,945.84
940	Mt. San Jacinto	53,513,220	10,794.12	4,957.63
240	Napa Valley	34,480,004	5,524.77	6,240.98

District Code	District	2013-14 Expense of Education*	2013-14 Total FTES**	2013-14 Expense Per FTES
860	North Orange County	171,894,187	36,425.91	4,719.01
430	Ohlone	47,667,137	8,583.71	5,553.21
950	Palo Verde	12,080,604	1,419.86	8,508.31
60	Palomar	115,113,037	19,350.39	5,948.87
770	Pasadena	134,191,482	23,158.72	5,794.43
340	Peralta	126,955,628	20,000.31	6,347.68
870	Rancho Santiago	157,094,238	29,104.52	5,397.59
160	Redwoods	28,424,852	3,947.45	7,200.81
880	Rio Hondo	71,446,033	12,796.68	5,583.17
960	Riverside	153,492,895	26,992.34	5,686.54
980	San Bernardino	81,192,868	14,740.84	5,508.02
70	San Diego	227,438,638	42,577.44	5,341.76
360	San Francisco	185,243,533	27,936.76	6,630.82
550	San Joaquin Delta	87,442,447	15,626.92	5,595.63
470	San Jose-Evergreen	88,667,549	13,299.40	6,667.03
640	San Luis Obispo County	49,252,073	8,585.86	5,736.42
370	San Mateo County	129,983,973	19,163.95	6,782.73
650	Santa Barbara	96,804,451	16,055.43	6,029.39
660	Santa Clarita	75,258,228	15,792.96	4,765.30
780	Santa Monica	150,267,266	25,692.48	5,848.69
560	Sequoias	50,811,831	9,538.43	5,327.06
170	Shasta-Tehama-Trinity	41,618,945	6,571.88	6,332.88
270	Sierra Jt.	77,231,537	13,741.40	5,620.35
180	Siskiyou Jt.	16,858,060	2,451.65	6,876.21
280	Solano	50,647,404	8,285.42	6,112.83
260	Sonoma	111,155,195	20,086.78	5,533.75
890	South Orange County	150,197,185	26,398.27	5,689.66
90	Southwestern	86,805,114	15,229.99	5,699.62
570	State Center	153,063,414	26,620.95	5,749.74
680	Ventura	143,766,719	25,649.91	5,604.96
990	Victor Valley	49,933,092	9,656.65	5,170.85
580	West Hills	40,526,349	5,369.49	7,547.52
690	West Kern	22,502,662	2,613.45	8,610.33
490	West Valley	86,994,660	14,784.67	5,884.11
590	Yosemite	104,831,091	16,792.28	6,242.81
290	Yuba	44,784,832	6,746.26	6,638.47
	Totals	**$6,692,314,329**	**1,167,090.32**	**$5,734**

* "Expense of Education" is defined in the Budget and Accounting Manual as including all General Fund expenditures, restricted and unrestricted, for all objects of expenditure 1000 through 5000 and all expenditures of activity from 0100 through 6700. For the purposes of calculating the Nonresident Tuition Fee, Expense of Education is different than the 50% Law "current expense of education".

** Includes FTES for resident, nonresident, credit, noncredit and apprenticeship.