

State Bills on Access to Education for Immigrants – 2013

FEBRUARY 7, 2013

THIS TABLE LISTS some of the state bills that address access to higher education for immigrant students. It includes bills that would improve access by providing in-state tuition rates to a state's high school graduates, regardless of their status, or by increasing access to financial aid or scholarships. It also lists bills that seek to restrict access to education by banning enrollment, in-state tuition, or by creating other barriers to postsecondary education for immigrant students. Because the 2013 state legislative sessions have just begun, the information in this table is subject to change, and may be incomplete. Please contact Tanya Broder (broder@nilc.org) if you have additions or revisions to offer.

Improving Access to Higher Education: Tuition Equity, Scholarships, and Financial Aid

Tuition equity bills generally allow students who attend high school in a state, graduate and meet other criteria, to pay in-state tuition rates, regardless of their immigration status. Also listed below are measures providing access to state financial aid, scholarships, as well as other efforts to improve or restore access to education for students who attend a state's high schools.

STATE	NO.	AUTHOR	DESCRIPTION OF BILL	STATUS
AZ	HCR 2012	Quezada	Would submit referendum to voters that provides access to adult education, in-state tuition, and financial aid to students who meet certain criteria, regardless of their status.	Introduced
	SCR 1003	Gallardo		Senate Rules
CA	SB 150	Lara	High school students who are concurrently enrolled in college may qualify for in-state tuition if they meet certain criteria, regardless of their status.	Senate Rules
CA	SB 141	Correa	Ensures that U.S. citizen children who left the country due to a parent's deportation, and had been CA residents will be able to qualify for in-state tuition and state financial aid programs.	Senate Rules
CO	SB 33	S: Giron, Johnston; H: Duran, Williams	Students who meet certain criteria, regardless of status may be eligible for in-state tuition, institutional or other private financial aid programs for higher education.	Passed Senate Education Committee 6-3 on Jan. 24; to Appropriations
CT	SB 475	Ayala	Students eligible to pay in-state tuition may be eligible for tuition waivers, tuition remissions, educational grants and student employment, if otherwise eligible.	Joint Committee on Higher Education and Employment Advancement

LOS ANGELES (Headquarters)
3435 Wilshire Blvd., Suite 2850
Los Angeles, CA 90010
213 639-3900
213 639-3911 fax



WASHINGTON, DC
1444 Eye Street, NW, Suite 1110
Washington, DC 20005
202 216-0261
202 216-0266 fax

STATE	NO.	AUTHOR	DESCRIPTION OF BILL	STATUS
FL	SB 180	Flores	Students who are U.S. citizens or LPRs who attend FL high school for 4 consecutive years and apply for college within a year after graduating can qualify as residents for tuition purposes, regardless of their parents' status	Education, Judiciary, Appropriations (Education Subcommittee)
FL	HB 17	Trujillo & Diaz	Students who are U.S. citizens, LPRs or "qualified" legal non-citizens who attend FL high school for 4 consecutive years, and apply for college within a year after graduating, can qualify as residents for tuition purposes, regardless of their parents' status	Higher Education and Workforce Subcommittee
FL	HB 11	Fullwood Rogers; Berman; Campbell; Pafford	Confirms that U.S. citizen students can qualify as a resident for tuition purposes, regardless of their parents' status	Higher Education and Workforce Subcommittee
FL	HB 29	Brodeur, Cummings et al.	U.S. citizens who attend high school in FL for at least a year can qualify for in-state tuition	Higher Education and Workforce Subcommittee
FL	SB 368	Abruzzo	Citizens may not be denied in-state tuition based on their parents' status.	Education, Judiciary, Appropriations
IN	SB 420	Rogers	In-state tuition for students who meet certain criteria regardless of their status.	Education and Career Development Committee
IN	SB 207	Leising, Yoder	Verification of status not required for students enrolled in state postsecondary eligible to pay in-state tuition rates; no verification required for students with lawful status seeking grants, scholarships or financial aid.	Education and Career Development Committee
IA	SF 80	Bolkcom et al.	Students who meet certain criteria can qualify for in-state tuition and fees, regardless of their status	Education committee
MD	HB 871	Kaiser	Ensures that high school students who are dually enrolled in a MD college can pay in-state tuition rates if they meet certain criteria, regardless of their status	Ways and Means
MA	HD 3385	Provost Chang-Diaz	In-state tuition for students who meet certain criteria, regardless of their status	Introduced.
MS	SB 2284	Frazier	MS Students with 3.0 GPA in high school shall be eligible for a scholarship equal to full cost of tuition at any state college or community college, regardless of the student's immigration status;	Universities and Colleges; Appropriations; <i>died in committee</i>

STATE	NO.	AUTHOR	DESCRIPTION OF BILL	STATUS
MS	HB 1461	Dickson	In-state tuition and state financial aid for students who meet certain criteria, including those on student or other temporary visas, as well as undocumented students.	Universities and Colleges; Appropriations; <i>died in committee</i>
MO	SB209	Justus	In-state tuition for students who meet certain criteria, regardless of their status.	Senate Education
NH	HB474	Schmidt	Access to in-state tuition rates for students who meet certain criteria, regardless of their status.	House Education <i>hearing Feb. 7th</i>
NJ	AB 3509	Johnson & Vainieri Huttle	In-state tuition and state financial aid for students who meet certain criteria, regardless of their status	Assembly Higher Education
	SB 2479	Ruiz, Pou		Senate Higher Education
NJ	A1659	Johnson, Vainieri Quijano	In-state tuition for students who meet certain criteria, regardless of status	Assembly Higher Education
	S2355	Ruiz, Cunningham		Senate Higher Education
NY	A2597	Silver, Moya, Glick et al.	Establishes DREAM Fund Commission to create private scholarships for children of immigrants, and to provide access to college savings accounts, state financial aid and opportunity programs for students who meet certain criteria, regardless of their status	Assembly Higher Education Committee
	S2378	Peralta		Senate Higher Education
NY	S 1567	Perkins	State financial aid for DACA grantees and certain non-resident citizens, LPRs and immigrants who are eligible for in-state tuition.	Senate Higher Education Committee
NY	S 1747	Espallat & Perkins	State financial aid at SUNY, CUNY and community colleges for students who meet certain criteria regardless of status	Senate Higher Education Committee
NY	A 22	Moya et al.	State financial aid for students who meet certain criteria, regardless of their status.	Governmental Operations
	S 1257A	Perkins et al.	State and local financial aid for students who meet certain criteria, regardless of their status.	Higher Education Committee
NY	S 1832	Espallat	Establishes DREAM Fund Commission to create private scholarships and identify educational opportunities for children of immigrants.	Senate Higher Education

STATE	NO.	AUTHOR	DESCRIPTION OF BILL	STATUS
NY	S2835	Parker	In-state tuition for students who meet certain criteria regardless of their status (not clear how this differs from existing law)	Senate Higher Education
	A 4424	Camara		Assembly Higher Education
OH	SB 357	Tavares, Sawyer, Brown	Classifies students who meet certain criteria as residents for higher education purposes (tuition, fees, subsidies) regardless of their status	Introduced June 26, 2012 – Finance Committee
OR	HB 2787	Dembro et al.	Access to in-state tuition for students who meet certain criteria, regardless of their status.	Higher Education and Workforce Dev., <i>hearing 2/13/13</i>
	SB10	Courtney		Introduced
VA	HB 1525	Rust	Allows students granted DACA who meet certain criteria to be eligible for in-state tuition during the period of deferred action.	Committee on Education reported 17-4, as amended on 1/31/13; <i>left in Appropriations 2/5/13</i>
VA	HB 1934	Lopez	Allows students who meet certain criteria to be eligible for in-state tuition, regardless of their status.	Committee on Education Subcommittee - <i>incorporated into HB 1525 on 1/29/13</i>
VA	HB 1490	Kory	Access to in-state tuition for DACA grantees who meet certain criteria.	Committee on Education Subcommittee <i>incorporated into HB 1525 on 1/29/13</i>
VA	HB 2159	Lopez	Access to in-state tuition for DACA grantees who meet certain criteria.	Higher Education Subcommittee <i>incorporated into HB 1525 on 1/29/13</i>
VA	SB 1233	Ebbin	Access to in-state tuition for DACA grantees who meet certain criteria.	Committee on Education and Health, <i>incorporated into SB 1090.</i>
VA	SB 1090	McEachin	Access to in-state tuition for students who meet certain criteria, regardless of their status.	Committee on Education and health, <i>failed to report on 1/31/13 (7-8)</i>

Bills Restricting Access to Post-Secondary Education

Includes proposals to ban enrollment in higher education, repeal in-state tuition laws, and restrict financial aid, in-state tuition, grants or scholarships.

STATE	BILL NO.	AUTHOR(S)	DESCRIPTION AND BILL TEXT	STATUS
CT	HB 5056	Davis	Requires undocumented students to pay full price of admission to higher education institutions.	Higher Education and Employment Advancement
KS	HB 2192	Committee on Federal and State Affairs	Students who are not lawfully present in the U.S. cannot qualify to pay in-state tuition rates.	Committee on Education
MA	HD2038	Lyons-Lombardo	No summary available yet	Introduced
NY	S3477	Libous	Requires students granted in-state tuition rates at the state university or community colleges, to have continuously resided in the state during high school or while preparing for the general equivalency diploma examination.	Senate Higher Education Committee
TN	SB 6	Summerville	Students seeking HOPE scholarships or access grants must pass USCIS naturalization tests on English and civics to be eligible	Senate Education Committee
TX	HB 122	Larson, Springer , Fallon	Prohibits students who are not authorized by federal law to be in the U.S. from paying in-state tuition	Introduced Nov. 2012
TX	HB 180	Zedler	Would repeal TX tuition equity law	State Affairs
WA	SB 5087	Benton, Sheldon	Would repeal WA tuition equity law	Higher Education