

HB210 INTRODUCED



1 HB210
2 A4DCSS7-1
3 By Representatives Ingram, Collins, Givens, Kirkland
4 RFD: Education Policy
5 First Read: 21-Feb-24



SYNOPSIS:

Under existing law, aliens who are not lawfully present in the United States are prohibited from enrolling in or attending any public postsecondary education institution in this state.

This bill would provide exceptions for circumstances under which this prohibition applies.

A BILL
TO BE ENTITLED
AN ACT

Relating to postsecondary education; to provide exceptions for the circumstances under which aliens not lawfully present in the United States are prohibited from attending public postsecondary education institutions in this state.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. "§31-13-8

(a) An alien who is not lawfully present in the United States shall not be permitted to enroll in or attend any public postsecondary education institution in this state. For the purposes of this section, a public postsecondary education institution officer may seek federal verification of an



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alien's immigration status with the federal government pursuant to 8 U.S.C. § 1373(c). A public postsecondary education institution officer or official shall not attempt to independently make a final determination of whether an alien is lawfully present in the United States. Except as otherwise provided by law, an alien who is not lawfully present in the United States shall not be eligible for any postsecondary education benefit, including, but not limited to, scholarships, grants, or financial aid.

(b) This section shall not apply to an alien who is not lawfully present in the United States if he or she has satisfied either of the following:

(1) Attended a high school for three or more years and graduated from a high school, earned a GED certification, or completed other equivalent education in this state.

(2) Applied for lawful presence in the United States."

Section 2. This act shall become effective on October 1, 2024.