

ASSEMBLY, No. 1659

STATE OF NEW JERSEY 215th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2012 SESSION

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

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District 20 (Union)

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District 22 (Middlesex, Somerset and Union)

SYNOPSIS

Allows certain undocumented aliens to qualify for in-state tuition rates at public institutions of higher education.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 2/8/2013)

1 AN ACT concerning tuition rates for certain students at public
2 institutions of higher education and supplementing chapter 62 of
3 Title 18A of the New Jersey Statutes.

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5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. a. Notwithstanding any other provision of law to the
9 contrary, a student, other than a nonimmigrant alien within the
10 meaning of section 101 (a)(15) of the "Immigration and Nationality
11 Act," (8 U.S.C. s.1101(a)(15)), shall be exempt from paying
12 nonresident tuition at a public institution of higher education if the
13 student:

14 (1) attended high school in this State for three or more years;

15 (2) graduated from a high school in this State or received the
16 equivalent of a high school diploma in this State;

17 (3) registers as an entering student or is currently enrolled in a
18 public institution of higher education not earlier than the fall
19 semester of the 2007-2008 academic year; and

20 (4) in the case of a person without lawful immigration status,
21 files an affidavit with the institution of higher education stating that
22 the student has filed an application to legalize his immigration
23 status or will file an application as soon as he is eligible to do so.

24 b. Student information obtained in the implementation of this
25 section shall be confidential.

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27 2. The Commission on Higher Education shall adopt in
28 accordance with the "Administrative Procedure Act," P.L.1968,
29 c.410 (C.52:14B-1 et seq.), rules and regulations as may be
30 necessary to implement the provisions of this act.

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32 3. This act shall take effect immediately.

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STATEMENT

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37 This bill allows a student who is also an undocumented alien to
38 pay in-state tuition at the State's public institutions of higher
39 education if he meets the following criteria: attended a high school
40 in this State for three years or more; graduated from a high school
41 in this State or attained the equivalent of a high school diploma in
42 the State; registers as an entering student or is currently enrolled in
43 a public institution of higher education not earlier than the fall
44 semester of the 2007-2008 academic year; and files an affidavit
45 with the institution of higher education stating that the student has
46 filed an application to legalize his immigration status or will file an
47 application as soon as he is eligible to do so.