

HOUSE BILL No. 4618

April 24, 2013, Introduced by Reps. Irwin, Tlaib, Zemke, Rutledge, Dillon, Singh, Schor and Ananich and referred to the Committee on Government Operations.

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
(MCL 388.1601 to 388.1896) by adding section 265b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 265B. (1) IT IS THE INTENT OF THE LEGISLATURE THAT A
2 NONCITIZEN STUDENT WHO MEETS ALL OF THE FOLLOWING REQUIREMENTS IS
3 ELIGIBLE TO PAY RESIDENT TUITION AT ANY PUBLIC UNIVERSITY THAT
4 RECEIVES AN APPROPRIATION UNDER SECTION 236:

5 (A) THE STUDENT MEETS 1 OF THE FOLLOWING:

6 (i) IS A NONCITIZEN BUT IS NOT AN ALIEN DESCRIBED IN ANY OF THE
7 CLASSES OF INDIVIDUALS INCLUDED IN SUBPARAGRAPHS (A) TO (S) OF 8
8 USC 1101(A) (15) .

9 (ii) HAS DEFERRED STATUS.

1 (B) THE STUDENT ATTENDED A PUBLIC OR PRIVATE HIGH SCHOOL IN
2 THIS STATE FOR 3 OR MORE YEARS.

3 (C) THE STUDENT GRADUATED FROM A PUBLIC OR PRIVATE HIGH SCHOOL
4 IN THIS STATE OR RECEIVED THE EQUIVALENT OF A HIGH SCHOOL DIPLOMA.

5 (D) IF THE STUDENT IS A NONCITIZEN WITHOUT A LAWFUL
6 IMMIGRATION STATUS, HE OR SHE HAS FILED AN AFFIDAVIT WITH THE
7 PUBLIC UNIVERSITY THAT STATES THAT THE STUDENT HAS FILED AN
8 APPLICATION FOR LAWFUL PERMANENT RESIDENCE WITH UNITED STATES
9 CITIZENSHIP AND IMMIGRATION SERVICES, OR WILL FILE AN APPLICATION
10 FOR LAWFUL PERMANENT RESIDENCE AS SOON AS HE OR SHE IS ELIGIBLE TO
11 DO SO.

12 (2) A PUBLIC UNIVERSITY SHALL KEEP ANY INFORMATION IT OBTAINS
13 ABOUT A STUDENT DESCRIBED IN THIS SECTION CONFIDENTIAL.

14 (3) AS USED IN THIS SECTION:

15 (A) "DEFERRED STATUS" MEANS THAT THE STUDENT HAS BEEN GRANTED
16 A DEFERRAL FROM PROSECUTION FOR UNLAWFUL STATUS IN THE UNITED
17 STATES BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY THROUGH
18 THE FEDERAL EXECUTIVE BRANCH PROGRAM KNOWN AS DEFERRED ACTION FOR
19 CHILDHOOD ARRIVALS (DACA).

20 (B) "NONCITIZEN" MEANS AN INDIVIDUAL WHO IS NOT A CITIZEN OR
21 NATIONAL OF THE UNITED STATES.