

2003 SESSION

HOUSE SUBSTITUTE

033973253

HOUSE BILL NO. 2339

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Education

on January 27, 2003)

(Patron Prior to Substitute—Delegate Drake)

A BILL to amend the Code of Virginia by adding a section numbered 23-7.4:01, relating to denial of in-state tuition and certain other postsecondary educational benefits for aliens.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 23-7.4:01 as follows:

§ 23-7.4:01. Alien in-state tuition.

An alien who is unlawfully present in the United States, and therefore ineligible to establish domicile pursuant to § 23-7.4, shall not be eligible on the basis of residency within Virginia for any post-secondary educational benefit, including in-state tuition, unless citizens or nationals of the United States are eligible for such benefits in no less an amount, duration, and scope, without regard to whether such citizens or nationals are Virginia residents.

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