

Department of Planning and Budget 2013 Fiscal Impact Statement

1. Bill Number: HB2159

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Lopez

3. Committee: Education

4. Title: In-state tuition for childhood arrivals to the United States

5. Summary: Establishes that a student shall be eligible for in-state tuition if he meets the following criteria: (i) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth, (ii) he has resided in the Commonwealth for at least one year immediately preceding his registration as an entering student in a public institution of higher education in the Commonwealth, and (iii) he has provided an affidavit to the public institution of higher education for which he has registered stating that he has been approved for Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate, see item 8.

8. Fiscal Implications: It is unknown how many undocumented individuals unlawfully present in the United States attend Virginia's public colleges and universities. If these individuals currently pay out-of-state tuition, there may be a reduction in out-of-state revenue. However, if students are paying in-state tuition to the colleges and universities, there will be no fiscal impact. Additionally, colleges and universities could elect to accept an additional out-of-state student to offset any potential revenue loss. Thus, little or no fiscal impact is anticipated.

9. Specific Agency or Political Subdivisions Affected: All state supported colleges and universities, specifically, Northern Virginia Community College, George Mason University, and other colleges and universities located in regions with high immigrant populations.

10. Technical Amendment Necessary: No.

11. Other Comments: HB1490 (Kory) is identical to this bill. HB1525 (Rust) addresses similar issues, allowing specific students who have resided in the Commonwealth for a given period, and meet specific criteria qualify for in-state tuition. HB1525 bypasses the approval process for the Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security.