

FIRST REGULAR SESSION

[CORRECTED]

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 187

98TH GENERAL ASSEMBLY

0045L.02P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 173.1104 and 173.1110, RSMo, and to enact in lieu thereof three new sections relating to postsecondary education public benefits.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 173.1104 and 173.1110, RSMo, are repealed and three new sections
2 enacted in lieu thereof, to be known as sections 173.1104, 173.1110, and 173.1112, to read as
3 follows:

173.1104. 1. An applicant shall be eligible for initial or renewed financial assistance
2 only if, at the time of application and throughout the period during which the applicant is
3 receiving such assistance, the applicant:

4 (1) Is a citizen or a permanent resident of the United States;

5 (2) Is a resident of the state of Missouri, as determined by reference to standards
6 promulgated by the coordinating board; **and**

7 (3) Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student
8 in an approved private or public institution[; and
9 (4) Is not enrolled or does not intend to use the award to enroll in a course of study
10 leading to a degree in theology or divinity].

11 2. If an applicant is found guilty of or pleads guilty to any criminal offense during the
12 period of time in which the applicant is receiving financial assistance, such applicant shall not
13 be eligible for renewal of such assistance, provided such offense would disqualify the applicant

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14 from receiving federal student aid under Title IV of the Higher Education Act of 1965, as
15 amended.

16 3. Financial assistance shall be allotted for one academic year, but a recipient shall be
17 eligible for renewed assistance until he or she has obtained a baccalaureate degree, provided such
18 financial assistance shall not exceed a total of ten semesters or fifteen quarters or their
19 equivalent. Standards of eligibility for renewed assistance shall be the same as for an initial
20 award of financial assistance, except that for renewal, an applicant shall demonstrate a grade-
21 point average of two and five-tenths on a four-point scale, or the equivalent on another scale.
22 This subsection shall be construed as the successor to section 173.215 for purposes of eligibility
23 requirements of other financial assistance programs that refer to section 173.215.

173.1110. 1. No covered student [unlawfully present] **in unlawful immigration status**
2 in the United States shall receive a postsecondary education public benefit. Educational
3 institutions awarding postsecondary education public benefits to covered students shall verify
4 that these students are United States citizens, permanent residents, or [lawfully present] **have**
5 **been conferred lawful immigration status** in the United States.

6 2. The following documents, in hard copy or electronic form, may be used to document
7 that a covered student is a United States citizen, permanent resident, or [is lawfully present] **has**
8 **been conferred lawful immigration status** in the United States:

- 9 (1) The Free Application for Student Aid Institutional Student Information Record;
- 10 (2) A state-issued driver's license;
- 11 (3) A state-issued nondriver's identification card;
- 12 (4) Documentary evidence recognized by the department of revenue when processing
13 an application for a driver's license or nondriver's identification card;
- 14 (5) A United States birth certificate;
- 15 (6) A United States military identification card; or
- 16 (7) Any document issued by the federal government that confirms an [alien's lawful
17 presence] **immigrant's lawful immigration status** in the United States.

18 3. All postsecondary higher education institutions shall annually certify to the department
19 of higher education that they have not knowingly awarded a postsecondary education public
20 benefit to a covered student who [is unlawfully present] **does not have lawful immigration**
21 **status** in the United States.

22 4. As used in this section, the following terms shall mean:

- 23 (1) "Covered student", a student eighteen years of age or older, who has graduated from
24 high school and is attending classes on the campus of a postsecondary educational institution
25 during regularly scheduled academic sessions;

26 (2) "Postsecondary education public benefit", institutional financial aid awarded by
27 public postsecondary educational institutions and state-administered postsecondary grants and
28 scholarships awarded by all postsecondary educational institutions to covered students.

**173.1112. Notwithstanding any other provision of law, no public institution of
2 higher education located within this state shall offer a tuition rate to any student with an
3 unlawful immigration status in the United States that is less than the tuition rate charged
4 to citizens or nationals of the United States whose residence is not in Missouri, and such
5 students shall be charged the same tuition rate as international students.**

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