

P.L. 2018, CHAPTER 12, *approved May 9, 2018*
Senate, No. 699 (*First Reprint*)

1 AN ACT concerning eligibility for State student financial assistance
2 programs and supplementing chapter 71B of Title 18A of the
3 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 the provisions of N.J.S.18A:71B-2 or
9 any other law or regulation to the contrary, a student who meets the
10 requirements of P.L.2013, c.170 (C.18A:62-4.4) ¹, or in the case of a
11 student enrolled in an independent institution of higher education meets
12 all of the requirements of P.L.2013, c.170 (C.18A:62-4.4) except for the
13 requirement to enroll in a public institution of higher education,¹ is
14 eligible to apply for, and participate in, any student financial aid
15 program administered by the Higher Education Student Assistance
16 Authority or the Secretary of Higher Education to the full extent
17 permitted by federal law. The Legislature finds and declares that this
18 section is a state law within the meaning of section 411(d) of the
19 “Personal Responsibility and Work Opportunity Reconciliation Act of
20 1996” 16 (8 U.S.C. s.21(d)).

21 b. The Higher Education Student Assistance Authority and the
22 Secretary of Higher Education shall establish procedures and forms
23 that enable students who meet the requirements of ¹**[P.L.2013, c.170**
24 **(C.18A:62-4.4)]** subsection a. of this section¹ to apply for, and
25 participate in, all student financial aid programs administered by the
26 Higher Education Student Assistance Authority and the Secretary of
27 Higher Education to the full extent permitted by federal law. The
28 procedures and forms shall be posted on the websites of the Higher
29 Education Student Assistance Authority and the Office of the
30 Secretary of Higher Education.

31 c. ¹The procedures and forms established by the Higher
32 Education Student Assistance Authority and the Secretary of Higher
33 Education pursuant to this section shall not discriminate against
34 eligible students based on the immigration status or national origin of
35 the student or the student’s parent or guardian.

36 d. Except as required by State or federal law, the Higher
37 Education Student Assistance Authority and the Secretary of Higher
38 Education shall not request information from any student about the

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SBA committee amendments adopted March 13, 2018.

1 citizenship or immigration status of the student or the student's parent
2 or guardian.

3 e.¹ The Higher Education Student Assistance Authority and the
4 Secretary of Higher Education shall adopt rules and regulations
5 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
6 (C.52:14B-1 et seq.), necessary to effectuate the provisions of this act.

7 2. This act shall take effect immediately and first apply to the
8 **【2017-2018】** 2018-2019 academic year.

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14 Allows certain students including undocumented immigrants
15 who meet certain criteria to qualify for State student financial aid
programs.