

**SECTION 204.  
POST-SECONDARY EDUCATIONAL BENEFITS, LAWFUL PRESENCE  
REQUIREMENT.<sup>1</sup>**

**IRLI Comment:** Restricts use of public or tax-exempt funds to subsidize scholarships and financial aid for illegal aliens.

(A) An individual who has not demonstrated that they are a citizen of the United States, or an alien lawfully present in the United States in an immigration classification permitting educational study or exchange at an institution of higher education, shall not be eligible for a postsecondary education benefit, including,

(1) Scholarships, fellowships, or financial aid provided from public funds or funds exempt from state taxation; or

(2) Enrollment in a graduate or undergraduate degree program at any public institution of higher education in this state; or

(3) Reduced tuition or an exemption from full payment of tuition based on residence or physical presence in this state, or graduation from a secondary level educational institution in this state, while not lawfully present in the United States.

(B) Exception.-- The provisions of subsection (A) shall not apply to a student who was enrolled in a full-time degree program at a postsecondary educational institution in this state during the [#2007-2008#] academic year, who received a benefit described in subsection (A), and who would, but for the requirements of this section, continue to qualify for such benefit at the same educational institution during a continuing period of full-time enrollment subsequent to the effective date of this Act.

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<sup>1</sup> Source: OK HB 1804 §11.